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SALUS POPULI SUPREMA LEX ESTO

*"The welfare of the people shall be the supreme law."*



ROBIN CARNAHAN  
SECRETARY OF STATE

MISSOURI  
REGISTER

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**SECRETARY OF STATE**

**ROBIN CARNAHAN**

Administrative Rules Division

James C. Kirkpatrick State Information Center

600 W. Main

Jefferson City, MO 65101

(573) 751-4015

**DIRECTOR**

WAYLENE W. HILES

•

**EDITORS**

CURTIS W. TREAT

SALLY L. REID

**ASSOCIATE EDITOR**

SARAH JORGENSEN

•

**PUBLICATION TECHNICIAN**

JACQUELINE D. WHITE

•

**ADMINISTRATIVE ASSISTANT**

AMBER J. LYNN

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## IN THIS ISSUE:

### EMERGENCY RULES

#### Department of Insurance, Financial Institutions and Professional Registration

State Board of Embalmers and Funeral Directors . . . . .2135

### EXECUTIVE ORDERS . . . . .2137

### PROPOSED RULES

#### Department of Elementary and Secondary Education

Division of School Improvement . . . . .2141

#### Department of Labor and Industrial Relations

Division of Employment Security . . . . .2145

#### Department of Natural Resources

Air Conservation Commission . . . . .2145

#### Retirement Systems

The County Employees' Retirement Fund . . . . .2146

#### Department of Health and Senior Services

Division of Regulation and Licensure . . . . .2147

#### Department of Insurance, Financial Institutions and Professional Registration

Insurance Solvency and Company Regulation . . . . .2154

State Board of Chiropractic Examiners . . . . .2154

Missouri Board of Geologist Registration . . . . .2174

State Board of Registration for the Healing Arts . . . . .2175

Board of Therapeutic Massage . . . . .2180

State Board of Nursing . . . . .2192

State Board of Pharmacy . . . . .2195

Missouri State Committee of Interpreters . . . . .2204

Real Estate Appraisers . . . . .2207

Missouri Real Estate Commission . . . . .2214

State Committee for Social Workers . . . . .2221

### ORDERS OF RULEMAKING

#### Department of Revenue

State Tax Commission . . . . .2270

#### Department of Social Services

MO HealthNet Division . . . . .2270

#### Department of Insurance, Financial Institutions and Professional Registration

State Board of Registration for the Healing Arts . . . . .2271

### IN ADDITIONS

#### Department of Health and Senior Services

Missouri Health Facilities Review Committee . . . . .2280

### DISSOLUTIONS . . . . .2281

### SOURCE GUIDES

RULE CHANGES SINCE UPDATE . . . . .2285

EMERGENCY RULES IN EFFECT . . . . .2294

EXECUTIVE ORDERS . . . . .2295

REGISTER INDEX . . . . .2298

Register Filing Deadlines	Register Publication Date	Code Publication Date	Code Effective Date
June 1, 2009 June 15, 2009	<b>July 1, 2009</b> <b>July 15, 2009</b>	July 31, 2009 July 31, 2009	August 30, 2009 August 30, 2009
July 1, 2009 July 15, 2009	<b>August 3, 2009</b> <b>August 17, 2009</b>	August 31, 2009 August 31, 2009	September 30, 2009 September 30, 2009
August 3, 2009 August 17, 2009	<b>September 1, 2009</b> <b>September 15, 2009</b>	September 30, 2009 September 30, 2009	October 30, 2009 October 30, 2009
September 1, 2009 September 15, 2009	<b>October 1, 2009</b> <b>October 15, 2009</b>	October 31, 2009 October 31, 2009	November 30, 2009 November 30, 2009
October 1, 2009 October 15, 2009	<b>November 2, 2009</b> <b>November 16, 2009</b>	November 30, 2009 November 30, 2009	December 30, 2009 December 30, 2009
November 2, 2009 November 16, 2009	<b>December 1, 2009</b> <b>December 15, 2009</b>	December 31, 2009 December 31, 2009	January 30, 2010 January 30, 2010
December 1, 2009 December 15, 2009	<b>January 4, 2010</b> <b>January 15, 2010</b>	January 29, 2010 January 29, 2010	February 28, 2010 February 28, 2010

Documents will be accepted for filing on all regular workdays from 8:00 a.m. until 5:00 p.m. We encourage early filings to facilitate the timely publication of the *Missouri Register*. Orders of Rulemaking appearing in the *Missouri Register* will be published in the *Code of State Regulations* and become effective as listed in the chart above. Advance notice of large volume filings will facilitate their timely publication. We reserve the right to change the schedule due to special circumstances. Please check the latest publication to verify that no changes have been made in this schedule. To review the entire year's schedule, please check out the website at <http://www.sos.mo.gov/adrules/pubsched.asp>

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## HOW TO CITE RULES AND RSMo

**RULES**—Cite material in the *Missouri Register* by volume and page number, for example, Vol. 28, *Missouri Register*, page 27. The approved short form of citation is 28 MoReg 27.

The rules are codified in the *Code of State Regulations* in this system—

Title	Code of State Regulations	Division	Chapter	Rule
1	CSR	10-	1.	010
Department		Agency, Division	General area regulated	Specific area regulated

They are properly cited by using the full citation , i.e., 1 CSR 10-1.010.

Each department of state government is assigned a title. Each agency or division within the department is assigned a division number. The agency then groups its rules into general subject matter areas called chapters and specific areas called rules. Within a rule, the first breakdown is called a section and is designated as (1). Subsection is (A) with further breakdown into paragraph 1., subparagraph A., part (I), subpart (a), item I. and subitem a.

**RSMo**—The most recent version of the statute containing the section number and the date.

**R**ules appearing under this heading are filed under the authority granted by section 536.025, RSMo 2000. An emergency rule may be adopted by an agency if the agency finds that an immediate danger to the public health, safety, or welfare, or a compelling governmental interest requires emergency action; follows procedures best calculated to assure fairness to all interested persons and parties under the circumstances; follows procedures which comply with the protections extended by the *Missouri* and the *United States Constitutions*; limits the scope of such rule to the circumstances creating an emergency and requiring emergency procedure, and at the time of or prior to the adoption of such rule files with the secretary of state the text of the rule together with the specific facts, reasons, and findings which support its conclusion that there is an immediate danger to the public health, safety, or welfare which can be met only through the adoption of such rule and its reasons for concluding that the procedure employed is fair to all interested persons and parties under the circumstances.

**R**ules filed as emergency rules may be effective not less than ten (10) days after filing or at such later date as may be specified in the rule and may be terminated at any time by the state agency by filing an order with the secretary of state fixing the date of such termination, which order shall be published by the secretary of state in the *Missouri Register* as soon as practicable.

**A**ll emergency rules must state the period during which they are in effect, and in no case can they be in effect more than one hundred eighty (180) calendar days or thirty (30) legislative days, whichever period is longer. Emergency rules are not renewable, although an agency may at any time adopt an identical rule under the normal rulemaking procedures.

## Title 20—DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

### Division 2120—State Board of Embalmers and Funeral Directors

#### Chapter 3—Preneed

#### EMERGENCY RULE

##### 20 CSR 2120-3.100 Notice of Intent to Apply

*PURPOSE: This emergency rule describes the board's procedure for filing a notice of intent to apply for licensure/registration under the new requirements contained in Chapters 333 and 436, RSMo, which became effective on August 28, 2009.*

*EMERGENCY STATEMENT: During the First Regular Session of the 95th General Assembly, House Committee Substitute for Senate Substitute for Senate Committee substitute for Senate Bill 1 was passed. This legislation required for the first time that preneed sellers and preneed providers be licensed and for preneed agents to be registered. This legislation enhanced enforcement powers of both the board and the Office of the Attorney General. Additionally, this legislation strengthened consumer protection and preneed contracts funded through trust, insurance, and joint accounts. This legislation took effect August 28, 2009.*

*The impetus for this bill was the 2008 collapse of Missouri's largest preneed funeral plan seller, National PreArranged Services*

*(NPS), a St. Louis based preneed funeral plan seller. NPS sold preneed funeral plans in approximately forty-four (44) states and had estimated liabilities of one (1) billion dollars. NPS and its sister insurance companies are being liquidated by the District Court of Travis County, Texas. NPS was the largest third party preneed funeral plan seller in the state of Missouri and was the seller of approximately seven thousand (7,000) preneed funeral plans in Missouri at the time liquidation proceedings began. The repercussions of the liquidation of NPS will be felt throughout all of Missouri for years to come. Funeral homes will receive payment of much less than NPS promised to provide for funeral services, and some Missourians will be faced with the situation of having to pay twice for a funeral because there will be no funds available through the liquidation proceedings and there may be no funeral home in Missouri obligated to provide the funeral services. The ripple effects of this liquidation will also be felt in the economies of many Missouri communities. This matter has resulted in approximately two hundred (200) complaints to the board. Multiple lawsuits have been filed against NPS, and one of NPS's central figures was recently placed under federal indictment.*

*Now that this legislation has passed and was effective on August 28, 2009, this emergency rule is necessary to preserve a compelling governmental interest of establishing a process through which preneed sellers, providers, and agents can continue preneed business until their newly required applications for licensure or registration can be received, reviewed, and approved or denied by the board. In the absence of such a rule, any preneed business beginning August 28, 2009, would be unlicensed activity subject under this legislation to potential administrative discipline, injunctive action, or criminal prosecution.*

*Adoption of this rule only through the ordinary rulemaking process will leave no provision for the preneed industry to conduct any business in the state of Missouri until after individual licenses can be submitted to, reviewed by, and approved or denied by the board.*

*As a result, the Missouri State Board of Embalmers and Funeral Directors finds that there is a compelling governmental interest that requires this emergency action. The scope of this emergency rule is limited to the circumstances creating the emergency and complies with the protections extended in the *Missouri* and *United States Constitutions*. The Missouri State Board of Embalmers and Funeral Directors believes this emergency rule is fair to all interested persons and parties under the circumstances. This emergency rule was filed August 28, 2009, effective September 7, 2009, and expires March 5, 2010.*

(1) Any person wishing to conduct business as a preneed seller or preneed provider or wishing to register as a preneed sales agent (the applicant) must fully complete and file with the state board a "Notice of Intent to Apply for Licensure/Registration" (notice of intent) prior to engaging in any conduct for which a preneed seller license, a preneed provider license, or a preneed sales agent registration is required. The board shall provide the notice of intent as an electronic document on its website. No fee shall be required to accompany the notice of intent. Only the official notice of intent form shall be accepted by the board.

(2) Applicants may file the notice of intent with the board by hand delivery, by mail, by fax, or by other electronic means such as email. If the notice of intent is filed by fax or other electronic means, the applicant shall also provide the original signed document to the board by mail or other delivery method.

(3) All applicants must meet the requirements for licensure as set forth in Chapter 333, RSMo, and must certify that, to the best of their knowledge, they are eligible for licensure/registration.

(4) If the board determines that the applicant lacks the statutory qualifications for licensure/registration, the board may terminate the temporary authorization to practice under the notice of intent by notifying the applicant in writing of the termination and the reason for the termination. An applicant may apply for full licensure or registration even if the board has terminated his/her authority to practice pursuant to the notice of intent.

(5) Any applicant who has filed a notice of intent must file their completed application for licensure or registration with the board no later than October 31, 2009.

(6) The applicant shall keep a copy of the notice of intent and shall prominently display this notice of intent as if it were a license or registration issued pursuant to Chapter 333, RSMo.

(7) Any person with a filed notice of intent shall be authorized to engage in the practice of preneed selling, providing, or as a sales agent, as so indicated on the notice of intent, provided that the applicant has timely filed his/her application for licensure and/or registration. This authorization to practice shall be effective from the date the board receives the notice of intent and shall end on the date the board either issues a license or registration or denies the application for licensure/registration or until midnight on December 31, 2009, whichever comes first. The board shall promptly notify the applicant of its decision to issue a license/registration or its denial of same.

(8) Any conduct that may be cause for discipline that occurs between August 28, 2009, and December 31, 2009, shall be considered by the board in its decision to issue or deny any application for licensure and/or registration. In addition, if the board issues a license or registration and later discovers conduct that would be cause for discipline occurred between August 28, 2009, and December 31, 2009, the board shall have authority to seek discipline against the licensee or registree for that conduct as if the person were fully licensed or registered while operating under the authority of the notice of intent.

*AUTHORITY: sections 333.011, 333.315, 333.320, 333.325, and 333.340, as amended by Senate Bill 1 (2009). Emergency rule filed Aug. 28, 2009, effective Sept. 7, 2009, expires March 5, 2010.*

**T**he Secretary of State shall publish all executive orders beginning January 1, 2003, pursuant to section 536.035.2, RSMo Supp. 2008.

## EXECUTIVE ORDER 09-22

WHEREAS, the State of Missouri is committed to creating jobs and growing our economy; and

WHEREAS, the home building sector represents thousands of jobs and is an integral part of the economy of the State of Missouri; and

WHEREAS, the current economic climate has created challenges for the home building sector and for many Missouri families wanting to purchase new and energy-efficient homes; and

WHEREAS, the State of Missouri is committed to supporting both the building of homes and home ownership as ways to stimulate our economy; and

WHEREAS, in addition, it is recognized that there are measures that will increase energy efficiency in homes; and

WHEREAS, it is recognized that improving consumer access to residential energy efficiency measures will save consumers money and improve the environment.

NOW THEREFORE, I, JEREMIAH W. (JAY) NIXON, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and laws of the State of Missouri, do hereby appoint the Home Building and Residential Energy Efficiency Advisory Panel and charge it with the duty to determine how this Administration can assist the home building sector, and to determine how the State of Missouri can improve consumer access to energy-efficient measures in homes, and to advise how the State of Missouri can help achieve these goals.

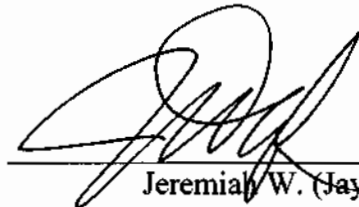
This Advisory Panel shall issue recommendations to me no later than October 15, 2009. The Advisory Panel will consist of people from the home building sector, banking, real estate, trade unions and persons with knowledge and expertise in energy efficiency and "green" building. The Advisory Panel shall consist of the following members, and such other members as I may deem necessary to appoint at a later date:

Ralph Bicknese, Wildwood  
Gerald Feldhaus, St. Charles  
Bob Frost, Blue Springs  
Travis Graham, Blue Springs  
Bruce Greer, Marshall  
Andy Hosmer, Springfield  
Joe Hudson, Kansas City  
Sharon Keating, Jefferson City

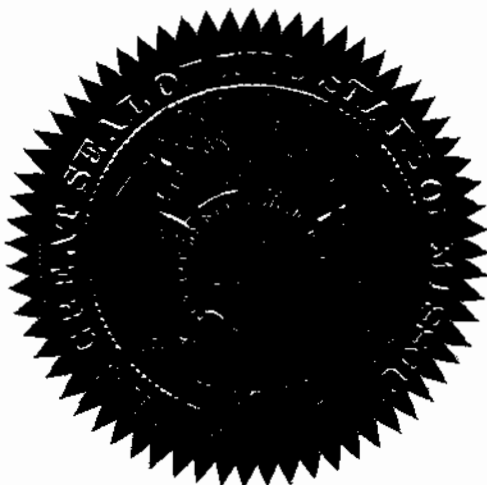
Marc Lopata, Clayton  
Jeff Martin, Cape Girardeau  
Elizabeth Mendenhall, Columbia  
Richard Millman, Ladue  
Stuart Murr, Springfield  
Jeffrey Reese, Independence  
Richard Reilly, St. Louis  
Tom Shimmens, Jefferson City  
Ken Stricker, Chesterfield  
Pat Sullivan, St. Charles  
Brad Williams, Eminence

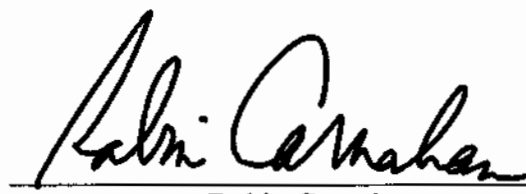
This Advisory Panel shall terminate on October 15, 2009, unless extended by executive order.

IN WITNESS WHEREOF, I have hereunto  
set my hand and caused to be affixed the  
Great Seal of the State of Missouri, in the  
City of Jefferson, on this 20<sup>th</sup> day of August,  
2009.

  
\_\_\_\_\_  
Jeremiah W. (Jay) Nixon  
Governor

ATTEST:



  
\_\_\_\_\_  
Robin Carnahan  
Secretary of State



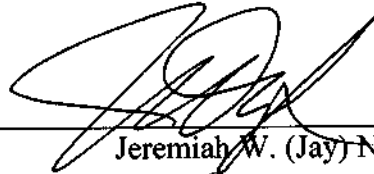
**EXECUTIVE ORDER  
09-23**

WHEREAS, Section 105.454(5), RSMo, requires the Governor to designate those members of his staff who have supervisory authority over each department, division or agency of the state government.

NOW THEREFORE, I, JEREMIAH W. (JAY) NIXON, GOVERNOR OF MISSOURI, by virtue and authority vested in me by the Constitution and laws of the State of Missouri, do hereby designate the following members of my staff as having supervisory authority over the following departments, divisions or agencies:

Office of Administration	Jeff Harris
Department of Agriculture	Jeff Harris
Department of Conservation	Daniel Hall
Department of Corrections	Daniel Hall
Department of Economic Development	Jeff Harris
Department of Elementary and Secondary Education	Jeff Harris
Department of Health and Senior Services	Daniel Hall
Department of Higher Education	Jeff Harris
Department of Insurance, Financial Institutions and Professional Registration	Mary Nelson
Department of Labor and Industrial Relations	Jeff Harris
Department of Mental Health	Mayme Miller
Department of Natural Resources	Jeff Mazur
Department of Public Safety	Edward R. Ardini, Jr.
Department of Revenue	Jeff Harris
Department of Social Services	Daniel Hall
Department of Transportation	Daniel Hall
Missouri Housing Development Commission	Rex Burlison
Boards Assigned to the Governor	Mary Nelson
Unassigned Boards and Commissions	Mary Nelson.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 1st day of September, 2009.



Jeremiah W. (Jay) Nixon  
Governor

ATTEST:



Robin Carnahan  
Secretary of State

**U**nder this heading will appear the text of proposed rules and changes. The notice of proposed rulemaking is required to contain an explanation of any new rule or any change in an existing rule and the reasons therefor. This is set out in the Purpose section with each rule. Also required is a citation to the legal authority to make rules. This appears following the text of the rule, after the word "Authority."

**E**ntirely new rules are printed without any special symbolology under the heading of the proposed rule. If an existing rule is to be amended or rescinded, it will have a heading of proposed amendment or proposed rescission. Rules which are proposed to be amended will have new matter printed in boldface type and matter to be deleted placed in brackets.

**A**n important function of the *Missouri Register* is to solicit and encourage public participation in the rulemaking process. The law provides that for every proposed rule, amendment, or rescission there must be a notice that anyone may comment on the proposed action. This comment may take different forms.

**I**f an agency is required by statute to hold a public hearing before making any new rules, then a Notice of Public Hearing will appear following the text of the rule. Hearing dates must be at least thirty (30) days after publication of the notice in the *Missouri Register*. If no hearing is planned or required, the agency must give a Notice to Submit Comments. This allows anyone to file statements in support of or in opposition to the proposed action with the agency within a specified time, no less than thirty (30) days after publication of the notice in the *Missouri Register*.

**A**n agency may hold a public hearing on a rule even though not required by law to hold one. If an agency allows comments to be received following the hearing date, the close of comments date will be used as the beginning day in the ninety (90)-day-count necessary for the filing of the order of rulemaking.

**I**f an agency decides to hold a public hearing after planning not to, it must withdraw the earlier notice and file a new notice of proposed rulemaking and schedule a hearing for a date not less than thirty (30) days from the date of publication of the new notice.

Proposed Amendment Text Reminder:

**Boldface text indicates new matter.**

*[Bracketed text indicates matter being deleted.]*

**Title 5—DEPARTMENT OF ELEMENTARY AND  
SECONDARY EDUCATION  
Division 50—Division of School Improvement  
Chapter 345—Missouri School Improvement Program**

**PROPOSED RULE**

**5 CSR 50-345.105 Missouri School Improvement Program—Fifth Cycle**

*PURPOSE: This rule implements an accountability system for Missouri public school districts which evaluates school districts' educational resources, instructional processes, and educational outcomes designed to stimulate and encourage improvement in the efficiency and effectiveness of instruction and provides information which will enable the State Board of Education to classify districts as required by state law.*

(1) This rule is to be effective July 1, 2011, and incorporated by ref-

erence and made a part of this rule is the *Missouri School Improvement Program (MSIP) Standards and Indicators Manual Fifth Cycle* which is comprised of qualitative and quantitative standards for school districts. As referenced in the *MSIP Standards and Indicators Manual*, the standards are organized in three (3) sections—Performance Standards, Process Standards, and Resource Standards. The standards are supported by appendices which include: the minimum graduation requirements, media standards for school learning resource centers, educator certification requirements, and assessment program standards. Anyone interested in viewing or requesting a copy of the MSIP Manual (Revised August 2009) may contact the School Improvement and Accountability Section, 205 Jefferson Street, PO Box 480, Jefferson City, MO 65102-0480. This rule does not incorporate any later amendments or additions to the manual.

(2) During each year, the Department of Elementary and Secondary Education (DESE) will select school districts which will be reviewed and classified in accordance with this rule, including the standards, with the appropriate scoring guide and forms and procedures outlined in the annual MSIP.

(3) The State Board of Education (board) will assign classification designations of unaccredited, provisionally accredited, and accredited based on the standards of the MSIP.

(4) As a condition of receiving a classification designation other than unaccredited, each school district reviewed under MSIP must maintain a current school improvement plan in a form specified by DESE and implement it in accordance with a specified schedule approved by DESE.

(5) A school district's classification designation based on the standards of the MSIP will remain in effect until the board approves another designation. The board may consider changing a district's classification designation after its regularly scheduled review or upon its determination that the district has:

(A) Failed to implement any required school improvement or accountability plan at an acceptable level;

(B) Implemented its school improvement plan substantially and, therefore, may qualify for a higher classification designation;

(C) Employed a superintendent or chief executive officer without a valid Missouri superintendent's certificate in a K-12 school district, or employed a superintendent or chief executive officer without a valid Missouri superintendent's or elementary principal's certificate in a K-8 school district;

(D) Altered significantly the scope or effectiveness of the programs, services, or financial integrity upon which the original classification designation was based; and/or

(E) Failed to comply with a statutory requirement.

(6) A school district designated unaccredited by the board under the provisions of this rule will be liable for tuition and transportation for resident students legally transferring to another district pursuant to applicable state laws and regulations from the date of the action by the board through the end of the school year during which the board awards the district a designation of provisionally accredited or higher.

(7) Any school district which on June 30, 1997, or thereafter, has been classified unaccredited by the board in two (2) successive years will be subject to lapsing, pursuant to applicable state laws and regulations. A school district that is classified as unaccredited shall lapse on June 30 of the second full year after the school year during which the unaccredited classification is initially assigned.

(8) A school district designated provisionally accredited twice sequentially or a school district designated provisionally accredited after being unaccredited will be designated provisionally accredited for three (3) years, at which time a re-review will be conducted. A district's accreditation designation may not be raised more than one (1) level during a re-review.

(A) The board may lower a district's accreditation if a district fails to gain full accreditation after being designated provisionally accredited twice sequentially, or after being designated provisionally accredited after being unaccredited and the district fails to make significant or consistent improvement in student achievement in order to gain accreditation.

(9) The board of education of any school district which is dissatisfied with the classification designation assigned by the board may request a hearing before the commissioner of education for the purpose of showing cause why its classification designation should be reconsidered. Each request must be submitted in writing within thirty (30) days of the board's classification designation, setting forth the specific reasons for the request, including any errors of fact upon which the board relied in making the classification designation. If the commissioner of education agrees that sufficient cause has been shown, s/he will request the board to reconsider the district's classification designation together with the additional or corrected information.

*AUTHORITY: sections 161.092, 162.081, and 168.081, RSMo Supp. 2008 and section 167.131, RSMo 2000. Original rule filed Aug. 17, 2009.*

*PUBLIC COST: This proposed rule is estimated to cost school districts three hundred sixty-eight thousand seven hundred forty-two dollars (\$368,742) per year for the life of the rule and Department of Elementary and Secondary Education three hundred forty-three thousand two hundred thirty-two dollars (\$343,232) per year for the life of the rule with a combined total of seven hundred eleven thousand nine hundred seventy-four dollars (\$711,974) per year for the life of the rule.*

*PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in the support of or in opposition to this proposed rule with the Department of Elementary and Secondary Education, Attention: Becky Odneal, Chief Accountability Officer, School Improvement and Accountability, Division of School Improvement, PO Box 480, Jefferson City, MO 65102-0480. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled*

**FISCAL NOTE  
PUBLIC COST**

**I. RULE NUMBER**

Title: Department of Elementary and Secondary Education

Division: School Improvement - 50

Chapter: Missouri School Improvement Program - 345

Type of Rulemaking: Proposed Rule

Rule Number and Name: 5 CSR 50-345.105 Missouri School Improvement Program – Fifth Cycle

**II. SUMMARY OF FISCAL IMPACT**

Affected Agency or Political Subdivision	Estimated Cost of Compliance in the Aggregate
Public Elementary & Secondary School Districts	\$368,742 per year for the life of the rule
Department of Elementary & Secondary Education	\$343,232 per year for the life of the rule

**III. WORKSHEET**

For the purposes of this fiscal note, districts are classified into four (4) categories based upon student population and staff size. Public entity cost for public school district is based upon estimates of district staff participation. The number of visits is estimated over the MSIP 5<sup>th</sup> Cycle, taking into consideration staff interviews and document preparation.

District Category Size	Visits	Team Size	District Cost	Yearly Cost
1	2	60	\$14,652	\$ 29,304
2	3	30	\$ 7,326	\$ 21,978
3	60	15	\$ 3,663	\$219,780
4	40	10	\$ 2,442	\$ 97,680
				\$368,742

Cost for the Department of Elementary and Secondary Education

Team Member Training	\$8,618
Team Member Reimbursement	\$45,000
In-state Travel for MSIP Staff	\$61,595
Data Analysis	\$200,000
Advance Questionnaire printing and envelopes	\$21,000
Panel of Experts/Curriculum Review	\$7,019
TOTAL per year	\$343,232

**Title 5—DEPARTMENT OF ELEMENTARY AND  
SECONDARY EDUCATION  
Division 50—Division of School Improvement  
Chapter 345—Missouri School Improvement Program**

**PROPOSED RULE**

**5 CSR 50-345.205 Waivers of Regulations—Fifth Cycle**

*PURPOSE: This rule establishes the criteria and procedures for annually identifying school district and/or school building eligibility for waivers in compliance with applicable state laws and regulations. The student performance data will be reviewed, and the Department of Elementary and Secondary Education (DESE) will notify districts if they are eligible for a waiver. Districts may respond to this notification by either accepting or rejecting such waiver.*

(1) This rule contains four (4) types of Department of Elementary and Secondary Education (DESE) waivers of regulations which may be granted to schools or school districts: School District Missouri School Improvement Program (MSIP) Waiver, A+ High School MSIP Waiver, Outstanding School MSIP Waiver, and Other Waiver. This rule is to be effective July 1, 2011. Districts or schools qualifying for these waivers are exempt from the MSIP on-site review process and MSIP Resource and Process Standards and Indicators not listed in the Waiver Checklist. The area supervisor will visit districts or schools that qualify for a MSIP Waiver to verify compliance with the Standards and Indicators listed in the Waiver Checklist.

**(A) School District MSIP Waiver.**

**1. Qualifications include:**

A. The district is currently classified accredited. The district's two (2) latest DESE generated Annual Performance Reports (APR) have no Missouri Assessment Program (MAP) scores at or below the established floor; and

B. The district is in compliance with all Resource and Process Standards and Indicators listed in the Waiver Checklist.

2. If a district fails to meet the waiver criteria or the district no longer complies with the specific laws and rules referred to in the Waiver Checklist, the district will be scheduled for an on-site review.

**(B) A+ High School MSIP Waiver.**

1. Schools may qualify for an MSIP waiver when the district does not, if the school meets the following qualifications:

A. The school is currently designated as A+;

B. The school agrees to administer the MSIP Advance Questionnaire;

C. The school is in compliance with all Resource and Process Standards and Indicators listed in the Waiver Checklist; and

D. The school is not designated a Priority School.

**(C) Outstanding School MSIP Waiver.**

1. Schools may qualify for an MSIP waiver when the district does not, if the school meets the following qualifications:

A. The school meets at least one (1) more than half of the possible MAP scoring options at a high level for three (3) successive years;

B. The school meets at least one (1) more than half of all other MSIP performance indicators at a high level for three (3) successive years;

C. The school has no MAP scores at or below the established floor; and

D. The school is not designated a Priority School.

2. The school's Outstanding School designation will be valid until June 30 of the year in which the school is determined to not meet items listed above.

**(D) Other Waiver.**

1. Districts that meet the financial qualifications identified in state law may receive a waiver of rules in order to promote flexibility in the operations of the delivery of instructional services.

**(2) Waiver Checklist.**

(A) School districts or schools which meet the waiver criteria outlined in subsection (1)(A) must meet all of the Resource and Process Standards and Indicators outlined in the Waiver Checklist below in order to qualify for a waiver related to MSIP.

1. The following *MSIP—Fifth Cycle Resource Standards and Indicators* will not be waived:

A. The state high school graduation requirements;

B. Regular instruction in *United States* and *Missouri Constitutions*, as well as American History and Institutions, must be provided, and all students must pass at least a half unit of credit course in the institutions, branches, and functions of federal, state, and local governments, and in the electoral process, as required by state law; and

C. All administrators and teachers must have valid Missouri educator certificates.

2. The following *MSIP—Fifth Cycle Process Standards and Indicators* will not be waived:

A. The district must have cross-referenced all curricular areas to the Show-Me Standards;

B. The district employs appropriate procedures to ensure the accurate and timely reporting of data to state and federal agencies as follows:

(I) Missouri Literacy Hotline;

(II) Self-Monitoring documents;

(III) Child Abuse and Neglect Hotline;

(IV) Safe Schools Act and Safe and Drug-Free Schools and Communities;

(V) Department data collection mechanisms including, but not limited to, Missouri Student Information System (MOSIS) and Core Data; and

(VI) Advance Questionnaire;

C. The district complies with all policies and regulations of the state and federal programs in which the district participates;

D. The district distributes a student code of conduct and provides a protected, orderly environment;

E. The district provides professional development programs and services as required by state law;

F. Board of education members must be trained as required by state law;

G. The district meets the salary compliance and the minimum salary requirements as defined in state law. This does not apply to "hold harmless" districts;

H. The district's community, through the board of education, provides sufficient financial resources and the district is not identified as a "financially stressed district";

I. The district annually reviews its Comprehensive School Improvement Plan (CSIP) and updates it as necessary;

J. The district provides a safe physical environment for students;

K. The district implements effective and efficient fiscal management systems that ensure accountability of district funds;

L. The district maintains and regularly updates cumulative health records for all students, including immunizations and conducts screenings as required by state law;

M. The district complies with all laws related to the transportation of students; and/or

N. The district has adopted an antibullying policy and has provided training of employees in the requirements of the policy, as required by state law.

3. No MSIP Performance Standards will be waived.

4. No financially stressed districts will be waived.

(3) A district or school which meets the performance criteria for any of the above four (4) waivers will be so notified by DESE. The district must either accept or decline the waiver within four (4) weeks after notification.

**AUTHORITY:** sections 160.518, 160.545, 161.092, and 163.031, RSMo Supp. 2008 and section 161.210, RSMo 2000. Original rule filed Aug. 17, 2009.

**PUBLIC COST:** This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

**PRIVATE COST:** This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

**NOTICE TO SUBMIT COMMENTS:** Anyone may file a statement in the support of or in opposition to this proposed rule with the Department of Elementary and Secondary Education, Attention: Becky Odneal, Chief Accountability Officer, School Improvement and Accountability, Division of School Improvement, PO Box 480, Jefferson City, MO 65102-0480. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 8—DEPARTMENT OF LABOR AND  
INDUSTRIAL RELATIONS  
Division 10—Division of Employment Security  
Chapter 3—Unemployment Insurance**

**PROPOSED RULE**

**8 CSR 10-3.140 Reemployment Trade Adjustment Assistance Program**

**PURPOSE:** This rule provides guidance regarding individual eligibility under the federal Reemployment Trade Adjustment Assistance Program, as enacted in the United States Trade and Globalization Adjustment Assistance Act of 2009 (Division B, Title I, Subtitle I of the American Recovery and Reinvestment Act of 2009, Public Law No. 111-5) on February 17, 2009. This rule implements 19 *United States Code*, Section 2318(a)(3)(B)(iii)(I).

(1) For purposes of Reemployment Trade Adjustment Assistance (RTAA), a “full-time employee” is one who has a work week of at least forty (40) hours, or who works the number of hours generally accepted by industry custom or practice as full-time employment, as established by the RTAA applicant by evidence presented to the Division of Employment Security or its designee.

**AUTHORITY:** section 288.220, RSMo 2000, *United States Department of Labor Training and Employment Guidance Letter No. 22-08*, and 19 *United States Code*, Section 2318(a)(3)(B)(iii)(I). Original rule filed Aug. 27, 2009.

**PUBLIC COST:** This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

**PRIVATE COST:** This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

**NOTICE TO SUBMIT COMMENTS:** Anyone may file a statement in support of or in opposition to this proposed rule with the Division of Employment Security, Attn: Gracia Y. Backer, Division Director, PO Box 59, Jefferson City, MO 65104-0059. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 10—DEPARTMENT OF NATURAL RESOURCES  
Division 10—Air Conservation Commission  
Chapter 6—Air Quality Standards, Definitions, Sampling  
and Reference Methods and Air Pollution Control  
Regulations for the Entire State of Missouri**

**PROPOSED AMENDMENT**

**10 CSR 10-6.390 Control of NO<sub>x</sub> Emissions From Large Stationary Internal Combustion Engines.** The commission proposes to add subsection (1)(D) and amend subsections (3)(A)–(3)(C), (4)(A), and (4)(B). The evidence supporting the need for this proposed rulemaking is available for viewing at the Missouri Department of Natural Resources’ Air Pollution Control Program at the address and phone number listed in the Notice of Public Hearing at the end of this rule. More information concerning this rulemaking can be found at the Missouri Department of Natural Resources’ Environmental Regulatory Agenda website, [www.dnr.mo.gov/regs/index.html](http://www.dnr.mo.gov/regs/index.html).

**PURPOSE:** This rule reduces emissions of oxides of nitrogen (NO<sub>x</sub>) to ensure compliance with the federal NO<sub>x</sub> control plan to reduce the transport of air pollutants and establishes emission levels for large stationary internal combustion engines. This rule amendment limits NO<sub>x</sub> emissions for both large stationary diesel and dual fuel internal combustion engines and adds a NO<sub>x</sub> exemption limit. The evidence supporting the need for this proposed rulemaking per section 536.016, RSMo, is public testimony on this rulemaking.

(1) Applicability. This rule applies to any large stationary internal combustion engine located in the counties of Bollinger, Butler, Cape Girardeau, Carter, Clark, Crawford, Dent, Dunklin, Franklin, Gasconade, Iron, Jefferson, Lewis, Lincoln, Madison, Marion, Mississippi, Montgomery, New Madrid, Oregon, Pemiscot, Perry, Pike, Ralls, Reynolds, Ripley, St. Charles, St. Francois, St. Louis, Ste. Genevieve, Scott, Shannon, Stoddard, Warren, Washington, and Wayne counties and the City of St. Louis greater than one thousand three hundred (1,300) horsepower that—

(D) Any compression ignited stationary internal combustion engine that begins operation after September 30, 1997, and emits fifteen (15) tons or less of NO<sub>x</sub> during the period from May 1 through September 30 is exempt from this rule. This exemption will be based on the previous year NO<sub>x</sub> emissions during the period from May 1 through September 30. If the exemption limit is exceeded, for any reason, the engine will be required to meet the applicable limits in subsection (3)(B) of this rule each year thereafter.

(3) General Provisions.

(A) An owner or operator of a large stationary internal combustion engine meeting the applicability of [paragraph] subsection (1)(A)/1.] of this rule shall calculate the allowable NO<sub>x</sub> emission rate for each applicable engine using:

$$ER = (NO_{x \text{ act}} / UR) \times 1.102 \times 10^{-6} \times 0.1$$

where,

ER = the allowable emission rate for each engine in grams per horsepower-hour;

NO<sub>x act</sub> = the highest actual NO<sub>x</sub> emissions, reported in tons per control period, for the period from May 1 through September 30 for one of the years 1995, 1996, or 1997 based on the best available emission information for each engine; and

UR = the utilization rate in horse-power-hours during the same period as NO<sub>x act</sub>

(B) An owner or operator of a large stationary internal combustion engine meeting the applicability of [paragraph] subsection (1)/(A)2.)/(B) of this rule shall not operate an engine to exceed the

permitted emission rate or the following emission rate, whichever is more stringent:

1. For rich-burn SI engines 3.0 grams per horsepower-hour; *[or]*
2. For lean-burn SI engines 3.0 grams per horsepower-hour;
3. For diesel engines 2.3 grams per horsepower-hour; or
4. For dual fuel engines 1.5 grams per horsepower-hour;

(C) An owner or operator of a large stationary internal combustion engine may choose to establish a facility-wide NO<sub>x</sub> emissions cap in lieu of compliance with subsection (3)(A) of this rule. If the owner or operator elects to comply with the requirements of subsection (3)(A), the owner or operator shall submit a commitment in writing no later than May 1, 2005, to the director stating the intent to comply with that subsection. If the owner or operator commits to comply with this subsection rather than subsection (3)(A) of this rule, the owner or operator shall submit the following to the director:

1. The facility-wide NO<sub>x</sub> emissions from the year of data that would be used in *[paragraph] subsection (3)(A)[1.]* of this rule on a unit-by-unit basis;
2. The number of tons of NO<sub>x</sub> emission reductions that would be required in *[paragraph] subsection (3)(A)[1.]* of this rule on a unit-by-unit basis;
3. A detailed inventory of all engines being used to comply with the NO<sub>x</sub> emission cap including the:
  - A. Uncontrolled emission rate of all engines at the facility;
  - B. Controlled emission rate for all engines being controlled under the NO<sub>x</sub> emissions cap;
  - C. Capacity of each engine at the facility; and
  - D. Utilization rate of each engine at the facility; and
4. The controlled NO<sub>x</sub> emissions from the facility during the control period, May 1 through September 30.

(4) Reporting and Record Keeping.

(A) Reporting Requirements. The owner or operator subject to this rule **or to the exemption in subsection (1)(D) of this rule** shall comply with the following requirements:

1. The owner or operator shall submit to the director the identification number and type of each unit subject to this rule **or to the exemption in subsection (1)(D) of this rule**, the name and address of the plant where the unit is located, and the name and telephone number of the person responsible for demonstrating compliance with this rule before May 1, 2007;
2. The owner or operator shall submit an annual report documenting for each controlled unit **or each unit subject to subsection (1)(D) of this rule** the total NO<sub>x</sub> emissions from May 1 through September 30 of each year to the director by November 1 of that year, beginning in 2007; and
3. The owner or operator of a unit subject to this rule **or to the exemption in subsection (1)(D) of this rule** and operating a CEMS shall submit an excess emissions monitoring systems performance report, in accordance with the requirements of 40 CFR 60.7(c) and 60.13.

(B) Record-Keeping Requirements. Any owner or operator of a unit subject to this rule **or to the exemption in subsection (1)(D) of this rule** shall maintain all records necessary to demonstrate compliance with this rule for a period of five (5) years at the plant at which the subject unit is located. The records shall be made available to the director upon request. The owner or operator shall maintain records of the following information for each day of the control period the unit is operated:

1. The identification number of each unit and the name and address of the plant where the unit is located for each unit subject to the requirements of this rule **or to the exemption in subsection (1)(D) of this rule**;
2. The calendar date of record;
3. The number of hours the unit is operated during each day including start-ups, shutdowns, malfunctions, and the type and dura-

tion of maintenance and repair;

4. The date and results of each emissions inspection;
5. A summary of any emissions corrective maintenance taken;
6. The results of all compliance tests; and
7. If a unit is equipped with a CEMS—

A. The identification of time periods during which NO<sub>x</sub> standards are exceeded, the reason for the exceedance, and action taken to correct the exceedance and to prevent similar future exceedances; and

B. The identification of the time periods for which operating conditions and pollutant data were not obtained including reasons for not obtaining sufficient data and a description of corrective actions taken.

*AUTHORITY: section 643.050, RSMo 2000. Original rule filed Feb. 14, 2005, effective Oct. 30, 2005. Amended: Filed Aug. 27, 2009.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: A public hearing on this proposed amendment will begin at 9:00 a.m., December 3, 2009. The public hearing will be held at the Elm Street Conference Center, 1730 East Elm Street, Lower Level, Bennett Springs Conference Room, Jefferson City, Missouri. Opportunity to be heard at the hearing shall be afforded any interested person. Interested persons, whether or not heard, may submit a written statement of their views until 5:00 p.m., December 10, 2009. Written comments shall be sent to Chief, Air Quality Planning Section, Missouri Department of Natural Resources' Air Pollution Control Program, PO Box 176, Jefferson City, MO 65102-0176. Email comments shall be sent to [apcprulespn@dnr.mo.gov](mailto:apcprulespn@dnr.mo.gov).*

## Title 16—RETIREMENT SYSTEMS

### Division 50—The County Employees' Retirement Fund

#### Chapter 2—Membership and Benefits

#### PROPOSED AMENDMENT

**16 CSR 50-2.035 Payment of Benefits.** The board is amending subsection (1)(D).

*PURPOSE: This amendment clarifies the ability of a participant who has elected to receive a Ten (10)-Year Certain and Life Annuity under subsection (1)(D) to appoint a new beneficiary after distributions have begun.*

(1) Method of Payment. Prior to his or her annuity starting date, each participant shall be offered the following optional methods of payment, in addition to the normal form of benefit. Any benefits payable under such optional methods of payment shall be the actuarial equivalent of the normal form of benefit:

(D) Ten (10)-Year Certain and Life Annuity. An annuity whereby a monthly installment shall be paid to the participant during his or her lifetime. If the participant dies after receiving one hundred twenty (120) monthly payments, the annuity shall end with the calendar month immediately *[preceding]* following the participant's death. If the participant dies before one hundred twenty (120) monthly payments have been made, then the remaining payments under the form shall be made to the participant's beneficiary (if surviving), or in a single sum to the participant's estate, if the beneficiary predeceases the participant. **Alternatively, in the event the participant's beneficiary dies before one hundred twenty (120) monthly payments**



have been made, the participant may complete a new beneficiary designation form which shall apply to the remaining benefits which may become payable under this subsection (1)(D). If the designated beneficiary survives the participant, but dies before one hundred twenty (120) monthly payments have been made, then the remaining payments under the form shall be made to the beneficiary's estate in a single sum. In the case where the beneficiary and the participant die simultaneously before one hundred twenty (120) monthly payments have been made, then the remaining payments under the form shall be made in a single sum to the participant's estate;

*AUTHORITY: section 50.1032, RSMo 2000. Original rule filed July 29, 1997, effective Jan. 30, 1998. For intervening history, please consult the Code of State Regulations. Amended: Filed Aug. 31, 2009.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the County Employees' Retirement Fund, 2121 Schotthill Woods Drive, Jefferson City, MO 65101. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 19—DEPARTMENT OF HEALTH AND  
SENIOR SERVICES  
Division 30—Division of Regulation and Licensure  
Chapter 40—Comprehensive Emergency Medical  
Services Systems Regulations**

**PROPOSED AMENDMENT**

**19 CSR 30-40.342 Application and Licensure Requirements for the Initial Licensure and Relicensure of Emergency Medical Technician-Basics, Emergency Medical Technician-Intermediate, and Emergency Medical Technician-Paramedics.** The department is amending the title of the rule and sections (1)–(4).

*PURPOSE: This amendment makes the addition of Emergency Medical Technician-Intermediate and the requirements for licensure. It also defines requirements for obtaining criminal background checks for all Emergency Medical Technician levels.*

*PUBLISHER'S NOTE: The secretary of state has determined that the publication of the entire text of the material which is incorporated by reference as a portion of this rule would be unduly cumbersome and expensive. This material as incorporated by reference in this rule shall be maintained by the agency at its headquarters and shall be made available to the public for inspection and copying at no more than the actual cost of reproduction. This note applies only to the reference material. The entire text of the rule is printed here.*

(1) Application Requirements for Emergency Medical Technician (EMT) Licensure.

(A) Each applicant for licensure or relicensure as an EMT-Basic, EMT-Intermediate, or EMT-Paramedic shall submit an application for licensure to the [Bureau of] Emergency Medical Services (EMS) Bureau. An applicant for relicensure must submit their application no less than thirty (30) days or no more than one hundred twenty (120) days prior to the expiration date of their current license.

(B) An application shall include, **but is not limited to**, the following information: whether an initial licensure or relicensure application; if previously licensed, their license number and expiration date; type of licensure applied for (EMT-Basic (EMT-B), EMT-Intermediate (EMT-I), or EMT-Paramedic (EMT-P)); type of certification or education used for licensure or relicensure; applicant's name, signature, address, date of birth, sex, daytime telephone number, e/-mail address (if applicable), and Social Security number; if applicable, type of present primary EMS affiliation; prior administrative licensure actions taken against [their EMT license] **any license or certification** in Missouri or any other state; whether they have been[, during the past five (5) years,] finally adjudicated and found guilty, or entered a plea of guilty or *nolo contendere*, in a criminal prosecution under the laws of any state or of the United States, whether or not they received a suspended imposition of sentence for any criminal offense; if the answer is yes to the preceding statement, they must attach to their application a certified copy of all charging documents (such as complaints, informations, or indictments), [judgements] **judgments** and sentencing information, **plea agreements and probation terms**, and any other information they wish considered; certification by the applicant that they have the ability to speak, read, and write the English language; certification by the applicant that they do not have a physical or mental impairment which would substantially limit their ability to perform the essential functions of an emergency medical technician position with or without a reasonable accommodation; certification by the applicant that if relicensing using continuing education that they have successfully completed the required continuing education in accordance with state regulations, have attached a list of these continuing education units, and are in possession of documents of the required continuing education, and will make all records available to the [Bureau of] EMS Bureau upon request under penalty of license action up to and including revocation; certification by the applicant that the application contains no misrepresentation or falsifications and that the information given by them is true and complete to the best of their knowledge; certification by the applicant that they have the intention and the ability to comply with the regulations promulgated under the Comprehensive Emergency Medical Services Systems Act, Chapter 190, RSMo [Supp. 1998]; and certification by the applicant that they have been a resident of Missouri for five (5) consecutive years prior to the date on their application [or] **and** have attached to the application [at least two (2) completed fingerprint cards supplied by the Bureau of EMS] **an approved criminal background check as determined by the EMS Bureau and performed within the last sixty (60) days for the state of Missouri. If the applicant has lived in states other than Missouri during the five (5) years immediately preceding the date on their application, then an approved criminal background check as determined by the EMS Bureau and performed within the last sixty (60) days shall be attached to the application for each state the applicant has lived in during the five (5) years immediately preceding the date on their application. The EMS personnel license application form, included herein, is available at the EMS Bureau office or may be obtained by mailing a written request to the Missouri Department of Health and Senior Services, EMS Bureau, PO Box 570, Jefferson City, MO 65102-0570.**

(C) [All applicants shall provide their Social Security number on their application so the Bureau of EMS can perform criminal history checks to determine the recency and relatedness of any criminal convictions prior to the licensure or relicensure of the applicant.] **All applicants shall provide approved criminal background checks as determined by the EMS Bureau and performed within the last sixty (60) days to demonstrate the recency and relatedness of any criminal convictions prior to the licensure or relicensure of the applicant. Criminal [history] background checks that the [Bureau of] EMS Bureau finds not to be relevant to the licensure or relicensure of an EMT will not be maintained in the applicant's file.**

(D) All applicants shall attach to the application a list of the qualifying continuing education used for relicensure, as applicable. This list shall include verification by the applicant's training officer or medical director that all core requirements have been met. Receipt of this list does not constitute approval of continuing education by the [Bureau of] EMS Bureau.

(E) An applicant shall provide all information and certification required on the [Bureau of] EMS Bureau application for EMT licensure. Incomplete or inaccurate information on an application shall be cause to deny or take action upon a license.

**(F) An applicant shall disclose if they have ever been subject to limitation, suspension, or termination of their right to practice in a health care occupation and/or voluntarily surrendered a health care license or certification in any state.**

#### (2) EMT-Basic (EMT-B) Licensure and Relicensure Requirements.

(A) EMT-Basic (Initial Licensure). Initial licensure requirements apply to any person who was not licensed in Missouri prior to August 28, 1998, as an attendant or attendant-driver by the [Bureau of] EMS Bureau or whose Missouri license has expired for more than two (2) years. The applicant for initial licensure shall submit with their license application to the [Bureau of] EMS Bureau evidence of current certification with the National Registry of EMTs as an EMT-B, [EMT-Intermediate] EMT-I, or [EMT-Paramedic] [EMT-P].

**(B) The EMT-B in Missouri may be permitted to perform blood glucose analysis, twelve (12) lead EKG acquisition and transmission, non-invasive airway devices not intended to be placed in the trachea, and all skills in the National Scope of Practice for Emergency Medical Technicians which is incorporated by reference in this rule as published in 2007 by the U.S. Department of Transportation and is available at U.S. Department of Transportation, Office of Emergency Medical Services, West Building W 44-314, 1200 New Jersey Ave. SE, NTI 140, Washington, DC 20590. This rule does not incorporate any subsequent amendments or additions.**

**[(B)](C) EMT-Basic (Relicensure or Step Down from EMT-P or EMT-I).**

1. The applicant for relicensure shall submit with their license application to the [Bureau of] EMS Bureau evidence of current certification with the National Registry of EMTs as an EMT-Basic, EMT-Intermediate, or EMT-Paramedic; or

2. An applicant shall certify to the [Bureau of] EMS Bureau:

A. That they have successfully completed one hundred (100) hours of continuing education which meet [Bureau of] the EMS Bureau's approval criteria under 19 CSR 30-40.331, forty-eight (48) hours of which cover all elements of the EMT-B core continuing education curriculum and fifty-two (52) hours of which may be elective topics from the EMT-B, EMT-I, or EMT-P curriculum;

B. That they are able to produce documentation of the required continuing education, and will make all records available to the [Bureau of] EMS Bureau upon request. Licensees shall maintain such records for a period of five (5) years after the date of relicensure. Failure to obtain and retain complete and accurate documentation shall be cause for taking action upon a license; and

C. That they have current basic cardiac life support training (does not count towards core continuing education curriculum).

#### (3) EMT-Paramedic Licensure and Relicensure Requirements.

(A) EMT-Paramedic (Initial Licensure). Initial licensure requirements apply to any person who was not licensed in Missouri prior to August 28, 1998, as a mobile emergency medical technician by the [Bureau of] EMS Bureau or whose Missouri license has expired for more than two (2) years. The applicant for initial licensure shall submit with their license application to the [Bureau of] EMS Bureau evidence of current certification with the National Registry of EMTs as an EMT-P.

(B) EMT-Paramedic (Relicensure).

1. The applicant for relicensure shall submit with their license application to the [Bureau of] EMS Bureau evidence of current certification with the National Registry of EMTs as an EMT-P; or

2. An applicant shall certify to the [Bureau of] EMS Bureau:

A. That they have successfully completed one hundred [and] forty-four (144) hours of continuing education which meet [Bureau of] the EMS Bureau's approval criteria under 19 CSR 30-40.331, forty-eight (48) hours of which may be elective topics and the remaining ninety-six (96) hours covering all elements of the EMT-P core continuing education curriculum;

B. That they are able to produce documentation of the required continuing education, and will make all records available to the [Bureau of] EMS Bureau upon request. Licensees shall maintain such records for a period of five (5) years after the date of relicensure. Failure to obtain and retain complete and accurate documentation shall be cause for taking action upon a license; and

C. That they have current advanced cardiac life support training (can be counted towards the refresher requirement).

*(4) [The Bureau of EMS may select one (1) or more qualified providers to administer the practical licensure examination for EMT-Bs and EMT-Ps. The provider shall—*

*(A) Meet all the requirements of the National Registry of EMTs;*

*(B) Make application to the Bureau of EMS that—*

*1. Demonstrates necessary expertise, experience and resources needed in administering EMT practical examinations; and*

*2. Demonstrates evidence of practical examiner training and credentialing;*

*(C) Operate all tests in accordance with the policies and procedures of the National Registry of EMTs and the Bureau of EMS.] EMT-Intermediate (EMT-I) Licensure and Relicensure Requirements.*

(A) EMT-I (Initial Licensure). Initial licensure requirements apply to any person applying for licensure in Missouri. The applicant for initial licensure shall submit with their license application to the EMS Bureau evidence of current certification with the National Registry of Emergency Medical Technicians as an EMT-I. The EMT-I in Missouri may perform all the skills except intraosseous infusions in the National Scope of Practice for Advanced EMT which is incorporated by reference in this rule as published in 2007 by the U.S. Department of Transportation and is available at U.S. Department of Transportation, Office of Emergency Medical Services, West Building W 44-314, 1200 New Jersey Ave. SE, NTI 140, Washington, DC 20590. This rule does not incorporate any subsequent amendments or additions.

**(B) EMT-Intermediate (EMT-I) Relicensure.**

1. The applicant for relicensure shall submit with their license application to the EMS Bureau evidence of current certification with the National Registry of EMTs as an EMT-I; or

2. An applicant shall certify to the EMS Bureau:

A. That they have successfully completed one hundred forty-four (144) hours of continuing education which meet the EMS Bureau's approval criteria under 19 CSR 30-40.331, seventy-two (72) hours of which cover all elements of the EMT-I core continuing education curriculum and seventy-two (72) hours of which may be elective topics from the EMT-B, EMT-I, or EMT-P curriculum;

B. That they are able to produce documentation of the required continuing education and shall make all records available to the EMS Bureau upon request. Licensees shall maintain such records for a period of five (5) years after the date of relicensure.

**(C) EMT-B Step Down from EMT-P or EMT-I.**

1. The applicant for relicensure shall submit with their license application to the EMS Bureau evidence of current certification with the National Registry of EMTs as an EMT-B, EMT-I, or EMT-P; or

**2. An applicant shall certify to the EMS Bureau:**

**A. That they have successfully completed one hundred (100) hours of continuing education which meet the EMS Bureau's approval criteria under 19 CSR 30-40.331, forty-eight (48) hours of which cover all elements of the EMT-B core continuing education curriculum and fifty-two (52) hours of which may be elective topics from the EMT-B, EMT-I, or EMT-P curriculum;**

**B. That they are able to produce documentation of the required continuing education and shall make all records available to the EMS Bureau upon request. Licensees shall maintain such records for a period of five (5) years after the date of relicensure.**

**C. Applicants shall also have current basic cardiac life support training. This does not count towards core continuing education curriculum.**


**MISSOURI DEPARTMENT OF HEALTH AND SENIOR SERVICES  
BUREAU OF EMERGENCY MEDICAL SERVICES  
EMS PERSONNEL LICENSE APPLICATION**

UEMS USE ONLY

FOR DOH OFFICE USE ONLY - DO NOT WRITE IN THIS SPACE

EMT LICENSE NO. 

APPROVED BY/DATE \_\_\_\_\_

DATE LICENSED DATE APP. REC'D. EXPIRATION DATE 

APPLICANT MUST COMPLETE INFORMATION BELOW TYPE OR PRINT

1. <input type="checkbox"/> INITIAL LICENSE APP.	IF APPLICABLE	CURRENT MO EMS LIC NO. <input type="text"/>	AND	EXPIRATION DATE <input type="text"/>
2. <input type="checkbox"/> RELICENSURE APP.		<input type="text"/>		<input type="text"/>
3. TYPE OF LICENSE APPLIED FOR (Check One)    EMT-Basic <input type="checkbox"/> EMT-Intermediate <input type="checkbox"/> EMT-Paramedic <input type="checkbox"/>				
4. CERTIFICATION/EDUCATION USED FOR INITIAL LICENSURE OR RELICENSURE: (PLEASE CHECK ONLY ONE)				
<input type="checkbox"/> EMT-B NATIONAL REGISTRY (Attach copy of card)	<input type="checkbox"/> EMT-I NATIONAL REGISTRY (Attach copy of card)	<input type="checkbox"/> EMT-P NATIONAL REGISTRY (Attach copy of card)	<input type="checkbox"/> EMT-B CONTINUING EDUCATION	<input type="checkbox"/> EMT-I CONTINUING EDUCATION
<input type="checkbox"/> EMT-P CONTINUING EDUCATION				
5. NAME (LAST, FIRST, MIDDLE INITIAL) _____				
SOCIAL SECURITY NUMBER _____	DATE OF BIRTH MO ____ DAY ____ YR ____	SEX <input type="checkbox"/> M <input type="checkbox"/> F	DAYTIME PHONE NUMBER _____	
MAILING ADDRESS (STREET) _____				
CITY _____	STATE _____	ZIP CODE _____	COUNTY _____	
6. NAME OF THE EMS AGENCY YOU ARE CURRENTLY WORKING FOR.(If applicable) _____				
7. TYPE OF PRESENT PRIMARY EMS AFFILIATION (IF APPLICABLE)				
<input type="checkbox"/> AMBULANCE SERVICE	<input type="checkbox"/> UNLICENSED FIRST RESPONDER AGENCY	<input type="checkbox"/> POLICE DEPARTMENT		
<input type="checkbox"/> LICENSED EMRA	<input type="checkbox"/> FIRE SERVICE	<input type="checkbox"/> OTHER		
8. Have you ever had administrative licensure action taken against your EMT license in Missouri or any other state? Yes <input type="checkbox"/> No <input type="checkbox"/> IF YES, EXPLAIN ON ATTACHED SHEET				
9. Has your right to practice in a health care occupation ever been subject to limitations, suspension or termination? Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable <input type="checkbox"/> IF YES, EXPLAIN ON ATTACHED SHEET				
10. Have you ever voluntarily surrendered a health care license or certification in any state? Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable <input type="checkbox"/> IF YES, EXPLAIN ON ATTACHED SHEET				
11. HAVE YOU EVER BEEN FINALLY ADJUDICATED AND FOUND GUILTY, OR ENTERED A PLEA OF GUILTY OR NOLO CONTENDERE IN A CRIMINAL PROSECUTION UNDER THE LAWS OF ANY STATE OR OF THE UNITED STATES, WHETHER OR NOT YOU RECEIVED A SUSPENDED IMPOSITION OF SENTENCE FOR ANY CRIMINAL OFFENSE?    Yes <input type="checkbox"/> No <input type="checkbox"/> IF YOU HAVE ANSWERED YES TO THE ABOVE QUESTION YOU MUST ATTACH TO YOUR APPLICATION A CERTIFIED COPY OF ALL CHARGING DOCUMENTS (SUCH AS COMPLAINTS, INFORMATIONS OR INDICTMENTS), JUDGMENTS AND SENTENCING INFORMATION, PLEA AGREEMENTS AND PROBATION TERMS AND ANY OTHER INFORMATION YOU WISH CONSIDERED.				
12. I HEREBY CERTIFY THAT:				
A. I am able to speak, read and write the English language.				
B. I do not have a physical or mental impairment which would substantially limit my ability to perform the essential functions of an emergency medical technician with or without a reasonable accommodation.				
C. This application contains no misrepresentations or falsifications and the information given by me is true and complete to the best of my knowledge. I further certify that I have both the intention and the ability to comply with the regulations promulgated under Chapter 190 RSMo.				
D. I have enclosed an approved criminal background check determined by the Bureau of EMS and performed within the last 60 days. If I have not lived in Missouri for the last five consecutive years, then I have attached an approved criminal background check determined by the Bureau of EMS and performed within the last 60 days from each state I have lived in during that time. (If the applicant needs fingerprint cards, please contact the Bureau of EMS by calling 573-751-6356.)				
IF RELICENSING USING CONTINUING EDUCATION, PLEASE COMPLETE THE REVERSE SIDE OF THIS FORM				
APPLICANT'S SIGNATURE _____				DATE _____
WARNING: In addition to licensure action, anyone who knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his official duty may be guilty of a class B misdemeanor pursuant to section 575.06 RSMo.				

Mail application to: Bureau of EMS, P.O. Box 570, Jefferson City, MO 65102

[illegible]

*AUTHORITY:* sections 190.142, 190.160, 190.165, and 190.185, RSMo Supp. [1998] 2008. Emergency rule filed Aug. 28, 1998, effective Sept. 7, 1998, expired March 5, 1999. Original rule filed Sept. 1, 1998, effective Feb. 28, 1999. Amended: Filed Aug. 27, 2009.

*PUBLIC COST:* This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) annually.

*PRIVATE COST:* This proposed amendment will cost private entities forty thousand three hundred fifty dollars (\$40,350) annually.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed amendment with Teresa Generous, Director, Department of Health and Senior Services, Division of Regulation and Licensure, PO Box 570, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

**FISCAL NOTE  
PRIVATE COST**

- I. Department Title: Missouri Department of Health and Senior Services  
Division Title: Division of Regulation and Licensure  
Chapter Title: Chapter 40-Comprehensive Emergency Medical Services System  
Regulations:**

<b>Rule Number and Title:</b>	19 CSR 30-40.342
<b>Type of Rulemaking:</b>	Proposed Amendment

**II. SUMMARY OF FISCAL IMPACT**

Estimate of the number of entities by class which would likely be affected by the adoption of the rule:	Classification by types of the business entities which would likely be affected:	Estimate in the aggregate as to the cost of compliance with the rule by the affected entities:
3,400	EMT (Missouri residents)	\$30,600 annually.
250	EMT (non-Missouri residents)	\$9,750.00 annually.
	Total cost=	\$40,350.00 annually.

**III. WORKSHEET**

There are currently 16,800 Emergency Medical Technicians (EMTs) licensed in Missouri. The license is issued for 5 years. Once every 5 years, the applicant must obtain a background check to attach to the license application.

If the applicant has resided in Missouri for the past 5 consecutive years, a simple name and social security check is done. The current cost is \$9.00 per background check.

There are 250 applicants that did not live in Missouri for the past 5 consecutive years. Background checks in surrounding states differ but are expected to be less than the \$39.00 charged for a fingerprint check.

**IV. ASSUMPTIONS**

16,800 EMTs in Missouri. 20% relicense every five years totaling approximately 3,400 per year.

$3400 \times \$9.00 = \$30,600.00$  per year with expected 12% increase per year.

Missouri has seen a 12% increase in initial licensees per year.

There are currently approximately 1,200 EMTs living outside of Missouri.

The applicant would obtain a background check from each state lived in during the past five years.

The cost for a background check out of state is not expected to be greater than the Federal Bureau of Investigation fingerprint check which costs \$39.00.

There are approximately 250 out of state applicants each year.

$250 \times \$39.00 = \$9,750.00$

Total = \$40,350.00

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 200—Insurance Solvency and Company  
Regulation**

**Chapter 1—Financial Solvency and Accounting  
Standards**

**PROPOSED RULE**

**20 CSR 200-1.105 Property and Casualty Actuarial Opinions**

*PURPOSE:* This rule prescribes forms and procedures to be followed by insurance companies other than life obtaining the certification of an actuary and to effectuate or aid in the interpretation of the provisions of section 375.1060, RSMo, by providing guidance as to the actuarial opinion to be obtained by an insurance company other than life.

(1) Statement of Actuarial Opinion. Every property and casualty insurance company doing business in this state, unless otherwise exempted by its domiciliary commissioner, shall file with its annual statement the actuarial certification required by section 375.1060, RSMo. This certification shall consist of the opinion of an appointed actuary entitled a "Statement of Actuarial Opinion." This opinion shall be filed in accordance with the appropriate property and casualty annual statement instructions of the National Association of Insurance Commissioners (NAIC).

(2) In support of the Statement of Actuarial Opinion, each property and casualty company shall prepare or cause to be prepared, and if required, retain and file with the director, each of the following:

(A) Actuarial Opinion Summary.

1. Every property and casualty insurance company domiciled in this state that is required to submit a Statement of Actuarial Opinion shall annually submit an Actuarial Opinion Summary, written by the company's appointed actuary. This Actuarial Opinion Summary shall be filed in accordance with the appropriate NAIC property and casualty annual statement instructions and shall be considered as a document supporting the Statement of Actuarial Opinion required in section (1).

2. An insurance company licensed but not domiciled in this state shall provide the Actuarial Opinion Summary upon request; and

(B) Actuarial Report and Workpapers.

1. An Actuarial Report and underlying workpapers, as required by the appropriate NAIC property and casualty annual statement instructions, shall be prepared to support each Statement of Actuarial Opinion.

2. If the insurance company fails to provide a supporting Actuarial Report and/or workpapers at the request of the director or the director determines that the supporting Actuarial Report or workpapers provided by the insurance company is otherwise unacceptable to the director, the director may engage a qualified actuary at the expense of the insurance company to review the opinion and the basis for the opinion and prepare the supporting Actuarial Report or workpapers.

(3) Confidentiality.

(A) The Statement of Actuarial Opinion shall be provided with the annual statement in accordance with the appropriate NAIC property and casualty annual statement instructions and shall be treated as a public document.

(B) While the Statement of Actuarial Opinion is a public document, all documents, materials, or other information in the possession or control of the Department of Insurance, Financial Institutions and Professional Registration that are considered an Actuarial Report, workpapers, or Actuarial Opinion Summary provided in support of the opinion, and any other material provided by the insurance company to the director in connection with the Actuarial Report,

workpapers, or Actuarial Opinion Summary, shall be confidential by law and privileged, shall not be subject to subpoena, and shall not be subject to discovery or admissible in evidence in any private civil action, to the same extent as the audit workpapers of an accountant under section 375.1050, RSMo.

(C) This section shall not be construed to limit the director's authority to release the documents to the Actuarial Board for Counseling and Discipline (ABCD) so long as the material is required for the purpose of professional disciplinary proceedings and that the ABCD establishes procedures satisfactory to the director for preserving the confidentiality of the documents, nor shall this section be construed to limit the director's authority to use the documents, materials, or other information in furtherance of any regulatory or legal action brought as part of the director's official duties.

*AUTHORITY:* sections 374.045 and 374.071, RSMo Supp. 2008 and sections 375.1050 and 375.1060, RSMo 2000. Original rule filed Aug. 27, 2009.

*PUBLIC COST:* This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate. A property and casualty actuarial opinion is required by statute, section 375.1060, RSMo 2000. The rule specifies a format already in general use by opining actuaries and, therefore, adds no cost to that already required by the statute.

*NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS:* A public hearing will be held on this proposed rule at 9:30 a.m. on November 10, 2009. The public hearing will be held at the Harry S Truman State Office Building, Room 530, 301 West High Street, Jefferson City, Missouri. Opportunities to be heard at the hearing shall be afforded to any interested person. Interested persons, whether or not heard, may submit a written statement in support of or in opposition to the proposed rule until 5:00 p.m. on November 13, 2009. Written statements shall be sent to Tamara Kopp, Department of Insurance, Financial Institutions and Professional Registration, PO Box 690, Jefferson City, MO 65102.

*SPECIAL NEEDS:* If you have any special needs addressed by the Americans with Disabilities Act, please notify us at (573) 751-2619 at least five (5) working days prior to the hearing.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2070—State Board of Chiropractic Examiners  
Chapter 2—General Rules**

**PROPOSED AMENDMENT**

**20 CSR 2070-2.031 Meridian Therapy/Acupressure/Acupuncture.** The board is proposing to amend subsections (3)(A) and (3)(E).

*PURPOSE:* This amendment adds an application fee for certification in meridian therapy/acupressure/acupuncture (MTAA) and allows the board to charge a fee to applicants wanting to reinstate the MTAA certification after it has been expired and to make the language consistent throughout the rule.

(3) In order to ensure that the public health and safety are protected and to maintain high standards of trust and confidence in the chiropractic profession and ensure the proper conduct of the chiropractic practice involving the use of Meridian Therapy, the requirements



contained in this rule must be met prior to one engaging in therapeutic procedures or announcing the availability of therapeutic procedures to the public.

(A) Each licensee seeking to provide Meridian Therapy in any of its aspects shall obtain a certificate from the board, which shall indicate that the licensee has complied with the provisions of this rule and has met the minimum standards contained in this rule. The application for a certificate shall be on a form provided by the board **and accompanied by the required fee.**

(E) If a licensee allows his/her certification to lapse, the certification may be *[reactivated]* **reinstated** up to three (3) years after it has lapsed *[upon]* **by submitting an application for reinstatement on a form provided by the board accompanied by the required fee, and upon** the presentation to the board of twelve (12) hours of postgraduate study in Meridian Therapy, acupuncture, or acupressure prior to reinstatement of certification. The postgraduate study must be a course approved by the board.

*AUTHORITY: sections 331.010, 331.030.5 and .8, [and] 331.050.1, [RSMo Supp. 2007] and [section] 331.100.2, [SB 788, Second Regular Session, Ninety-fourth General Assembly,] RSMo Supp. 2008. This rule originally filed as 4 CSR 70-2.031. Original rule filed Jan. 5, 1987, effective April 11, 1987. For intervening history, please consult the Code of State Regulations. Amended: Filed Aug. 27, 2009.*

*PUBLIC COST: This proposed amendment will cost state agencies or political subdivisions approximately four hundred ninety-three dollars and ninety-four cents (\$493.94) biennially for the life of the rule. It is anticipated that the costs will recur for the life of the rule, may vary with inflation, and are expected to increase at the rate projected by the Legislative Oversight Committee.*

*PRIVATE COST: This proposed amendment will cost private entities approximately one hundred fifty dollars (\$150) biennially for the life of the rule. It is anticipated that the costs will recur for the life of the rule, may vary with inflation, and are expected to increase at the rate projected by the Legislative Oversight Committee.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Board of Chiropractic Examiners, PO Box 672, Jefferson City, MO 65102, by facsimile at 573-751-2104, or via email at [chiropractic@pr.mo.gov](mailto:chiropractic@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

## PUBLIC ENTITY FISCAL NOTE

## I. RULE NUMBER

## **Title 20 - Department of Insurance, Financial Institutions and Professional Registration**

## Division 2070 -State Board of Chiropractic Examiners

## Chapter 2 - General Rules

**Proposed Rule - 20 CSR 2070-2.031 Meridian Therapy/Acupressure/Acupuncture**

Prepared July 13, 2009 by the Division of Professional Registration

## II. SUMMARY OF FISCAL IMPACT

Affected Agency or Political Subdivision	Estimated Cost of Compliance
State Board of Chiropractic Examiners	\$493.94

<b>Total Biennial Cost of Compliance for the Life of the Rule</b>	<b>\$493.94</b>
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### III. WORKSHEET

The Executive I receives and reviews each application for completeness and the prepares and sends compliance letters. The Executive Director confers with the Executive I regarding continuing education compliance. The board member responds to questions regarding content of acupuncture continuing education not previously approved by the board.

STAFF	ANNUAL SALARY	SALARY TO INCLUDE FRINGE	HOURLY SALARY	COST PER MINUTE	TIME PER APPLICATION	COST PER APPLICATION	TOTAL COST
Executive I	\$35,952	\$53,528.93	\$25.74	\$0.43	15 minutes	\$6.43	\$257.35
Executive Director	\$66,068	\$98,368.17	\$47.29	\$0.79	5 minutes	\$3.94	\$157.64

<b>Total Personal Services Cost</b>	<b>\$414.99</b>
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BOARD MEMBER	BOARD MEMBER PER DIEM	NUMBER OF BOARD MEMBERS
Board member per diems are based on an eight hour day at a rate of \$50 per day. It is anticipated each member of the board will spend approximately 2 hours for continuing education reviews.	\$12.50	6

<b>Total Board Member Personal Services Cost</b>	<b>\$75.00</b>
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### Expense and Equipment Dollars

Item	Cost Per Item	Number of Items	Total
Letterhead	\$0.20	5	\$1.00
Envelopes	\$0.15	5	\$0.75
Postage	\$0.44	5	\$2.20
	<b>Total Expense and Equipment</b>		<b>\$3.95</b>

#### **IV. ASSUMPTION**

1. Employee's salaries were calculated using the annual salary multiplied by 48.89% for fringe benefits and then divided by 2080 hours per year to determine the hourly salary. The hourly salary was then divided by 60 minutes to determine the cost per minute. The cost per minute was then multiplied by the amount of time individual staff spent on the processing of applications or renewals. The total cost was based on the cost per application multiplied by the estimated number of applications.
2. The public fiscal note for this rule only reflects the cost for this particular process. However, private entity fees are set at an amount to cover the total actual cost incurred by the office, which includes personal service, expense and equipment and transfers.
3. It is anticipated that the total cost will recur for the life of the rule, may vary with inflation and is expected to increase at the rate projected by the Legislative Oversight Committee.

NOTE: Estimated number of reviews are based on FY 07-09 actuals.

**PRIVATE ENTITY FISCAL NOTE****I. RULE NUMBER****Title 20 - Department of Insurance, Financial Institutions and Professional Registration****Division 2070 -State Board of Chiropractic Examiners****Chapter 2 - General Rules****Proposed Rule - 20 CSR 2070-2.031 Meridian Therapy/Acupressure/Acupuncture****Prepared July 13, 2009 by the Division of Professional Registration****II. SUMMARY OF FISCAL IMPACT**

<b>Estimate the number of entities by class which would likely be affected by the adoption of the proposed rule:</b>	<b>Classification by type of the business entities which would likely be affected:</b>	<b>Estimated cost of compliance with the rule by affected entities:</b>
5	Applicants for Reinstatement (Reinstatement fee @ \$25)	\$125
5	Copying of Continuing Education Certificate (10 pages @ \$.40 per page @ \$4 per copied certificate)	\$20
5	Postage for mailing continuing education certificate and reinstatement application (Postage @ \$1)	\$5

**Estimated Annual Cost of  
Compliance for the Life of the Rule                      \$150**

**III. WORKSHEET**

See table above.

**IV. ASSUMPTION**

- 1 Estimated number of affected entities is based on FY 07-09 actuals.
2. It is anticipated that the total cost will recur for the life of the rule, may vary with inflation and is expected to increase at the rate projected by the Legislative Oversight Committee.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 2070—State Board of Chiropractic Examiners  
Chapter 2—General Rules**

**PROPOSED AMENDMENT**

**20 CSR 2070-2.080 Biennial License Renewal.** The board is proposing to amend sections (18), (19), and (22).

*PURPOSE: This amendment changes “reactivate” to “reinstate” or “reinstatement” for clarification purposes; changes the deadline for completing continuing education requirements to match the expiration date of the licenses; adds the inactive status to enable an applicant for reinstatement to be aware of the requirements to reinstate the credential and legally practice in Missouri; and sets forth requirements for licensees who want to renew their license and have been expired or inactive for less than five (5) years and not licensed in another state.*

**(18) [Reactivation]/Reinstatement of License:**

(A) A chiropractor that has been licensed in Missouri may apply for *[reactivation]/reinstatement* of an expired or inactive license upon submission of the following:

1. Application for *[reactivation]/reinstatement*;
2. *[Reactivation]/Reinstatement* fee;

3. Proof that the applicant has been licensed and eligible to practice in another state for at least one (1) year preceding the application for reinstatement;

4. Two (2) sets of fingerprints for the purpose of conducting a criminal background check by the Missouri State Highway Patrol and Federal Bureau of Investigation (FBI). The applicant shall provide proof of submission of fingerprints to the Missouri State Highway Patrol’s approved vendor(s) for both a Missouri State Highway Patrol and FBI criminal background check. Proof shall consist of any documentation acceptable to the board. Any fees due for fingerprint background check shall be paid by the applicant directly to the Missouri State Highway Patrol or its approved vendor(s). For the purpose of application for licensure, the results of the criminal background **check** shall be received in the board office prior to the issuance of a license and shall be valid for no more than one (1) year from the date the results of the criminal background check were received in the board office;

5. Completion of the required *[annual/ biennial]* continuing education hours for Missouri licensure renewal as defined in 20 CSR 2070-2.080(3) and (5); or

6. Completion of the continuing education hours required by the state in which the applicant is licensed.

(B) When a chiropractic physician applies to reinstate *[or reactivate]* a license that has been expired **or inactive** for at least five (5) years, and he/she has not been licensed and eligible to practice in another state for the five (5) years preceding the application for *[reactivation] reinstatement*, the chiropractic physician must return to a CCE-accredited chiropractic college for a course of study. A course of study for *[reactivation] reinstatement* of a license shall consist of passing a minimum of twelve (12) semester hours as follows:

1. Four (4) semester hours in chiropractic clinical reasoning;
2. Three (3) semester hours clinical diagnosis; and
3. Five (5) semester hours diagnostic imaging.

**(D) A chiropractor with an expired or inactive Missouri license for less than five (5) years from the expiration date and not licensed and eligible to practice in another state may apply for reinstatement of such license upon submission of the following:**

1. Application for reinstatement;
2. Reinstatement fee;
3. Two (2) sets of fingerprints for the purpose of conducting

a criminal background check by the Missouri State Highway Patrol and Federal Bureau of Investigation (FBI). The applicant shall provide proof of submission of fingerprints to the Missouri State Highway Patrol’s approved vendor(s) for both a Missouri State Highway Patrol and FBI criminal background check. Proof shall consist of any documentation acceptable to the board. Any fees due for fingerprint background check shall be paid by the applicant directly to the Missouri State Highway Patrol or its approved vendor(s). For the purpose of application for licensure, the results of the criminal background check shall be received in the board office prior to the issuance of a license and shall be valid for no more than one (1) year from the date the results of the criminal background check were received in the board office; and

**4. Completion of the required biennial continuing education hours for Missouri licensure renewal as defined in 20 CSR 2070-2.080(3) and (5).**

**(19) [Deadline for Renewal.**

(A)] Applications for renewal shall be postmarked by the expiration date of the license.

(22) If a bad check is received by the board to renew a license and if the replacement fee is not received prior to the expiration date of the license, the license will **not** be *[not]* current and the licensee shall not practice until the *[reactivation] reinstatement* form and fee have been submitted to the board.

*AUTHORITY: sections 331.050[, RSMo Supp. 2007] and [section] 331.100.2, [SB 788, Second Regular Session, Ninety-fourth General Assembly,] RSMo Supp. 2008. This rule originally filed as 4 CSR 70-2.080. This version of rule filed Dec. 17, 1975, effective Dec. 27, 1975. For intervening history, please consult the Code of State Regulations. Amended: Filed Aug. 27, 2009.*

*PUBLIC COST: This proposed amendment will cost state agencies or political subdivisions approximately one hundred ninety-one dollars and sixty-five cents (\$191.65) biennially for the life of the rule. It is anticipated that the costs will recur for the life of the rule, may vary with inflation, and are expected to increase at the rate projected by the Legislative Oversight Committee.*

*PRIVATE COST: This proposed amendment will cost private entities approximately eight thousand nine hundred ninety-two dollars to sixteen thousand nine hundred eighty-two dollars (\$8,992–\$16,982) biennially for the life of the rule. It is anticipated that the costs will recur for the life of the rule, may vary with inflation, and are expected to increase at the rate projected by the Legislative Oversight Committee.*

**NOTICE TO SUBMIT COMMENTS:** *Anyone may file a statement in support of or in opposition to this proposed amendment with the State Board of Chiropractic Examiners, PO Box 672, Jefferson City, MO 65102, by facsimile at 573-751-2104, or via email at chiropractic@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

## PUBLIC ENTITY FISCAL NOTE

## I. RULE NUMBER

Title 20 - Department of Insurance, Financial Institutions and Professional Registration

Division 2070 -State Board of Chiropractic Examiners

Chapter 2 - General Rules

Proposed Amendment - 20 CSR 2070-2.080 Biennial License Renewal

Prepared July 13, 2009 by the Division of Professional Registration

## II. SUMMARY OF FISCAL IMPACT

Affected Agency or Political Subdivision	Estimated Cost of Compliance
State Board of Chiropractic Examiners	\$191.65
Total Biennial Cost of Compliance for the Life of the Rule	
	\$191.65

## III. WORKSHEET

The Executive I receives and reviews each reinstatement application for completion, identifies deficiencies, and communicates corrective measures to the applicant. The Executive Director approves each application for reinstatement, addresses questions regarding applicable continuing education, and communicates with board member(s) regarding acceptable continuing education. The board members review the continuing education courses that was are not approved by the board to determine if such hours can be used for reinstatement of the license.

STAFF	ANNUAL SALARY	SALARY TO INCLUDE FRINGE	HOURLY SALARY	COST PER MINUT E	TIME PER APPLICATION	COST PER APPLICATION	TOTAL COST
Executive I	\$35,952	\$53,528.93	\$25.74	\$0.43	15 minutes	\$6.43	\$64.34
Executive Director	\$66,068	\$98,368.17	\$47.29	\$0.79	5 minutes	\$3.94	\$39.41
Total Personal Services Cost							\$103.75

BOARD MEMBER	BOARD MEMBER PER DIEM	NUMBER OF BOARD MEMBERS
Board member per diems are based on an eight hour day at a rate of \$50 per day. It is anticipated each member of the board will spend approximately 2 hours for continuing education reviews.	\$12.50	6
Total Board Member Personal Services Cost		\$75.00

**Expense and Equipment Dollars**

<b>Item</b>	<b>Cost Per Item</b>	<b>Number of Items</b>	<b>Total</b>
Letterhead	\$0.20	10	\$2.00
Envelopes	\$0.15	10	\$1.50
Postage	\$0.44	10	\$4.40
Board Member Postage	\$1.00	5	\$5.00
<b>Total Expense and Equipment Cost</b>			<b>\$12.90</b>

**IV. ASSUMPTION**

1. Employee's salaries were calculated using the annual salary multiplied by 48.89% for fringe benefits and then divided by 2080 hours per year to determine the hourly salary. The hourly salary was then divided by 60 minutes to determine the cost per minute. The cost per minute was then multiplied by the amount of time individual staff spent on the processing of applications or renewals. The total cost was based on the cost per application multiplied by the estimated number of applications.
2. The public fiscal note for this rule only reflects the cost for this particular process. However, private entity fees are set at an amount to cover the total actual cost incurred by the office, which includes personal service, expense and equipment and transfers.
3. It is anticipated that the total cost will recur for the life of the rule, may vary with inflation and is expected to increase at the rate projected by the Legislative Oversight Committee.

NOTE: Estimated number of reviews are based on FY 08-09 actuals.

## PRIVATE ENTITY FISCAL NOTE

**I. RULE NUMBER****Title 20 - Department of Insurance, Financial Institutions and Professional Registration****Division 2070 -State Board of Chiropractic Examiners****Chapter 2 - General Rules****Proposed Amendment - 20 CSR 2070-2.080 Biennial License Renewal**

Prepared July 13, 2009 by the Division of Professional Registration

**II. SUMMARY OF FISCAL IMPACT**

Estimate the number of entities by class which would likely be affected by the adoption of the proposed amendment:	Classification by type of the business entities which would likely be affected:	Estimated cost of compliance with the amendment by affected entities:
10	Applicants for Reinstatement (Reinstatement application @ \$300)	\$3,000
10	Postage to mail Reinstatement Application (Postage @ \$1.00)	\$10
10	Registration for Continuing Education Seminars (Registration @ \$250 - \$450)	\$2,500 - \$4,500
10	Lodging to attend Continuing Education Seminar (Lodging @ \$214 - \$596)	\$2,140 - \$5,960
10	Meals while attending Continuing Education Seminar (Meals at \$78 - \$295)	\$780 - \$2,950
10	Copy of Continuing Education Certificate (Copy of Certificate, 10 pages @ \$.40 per page @ \$4 per copied certificate)	\$40
10	Background Check for Application for Reinstatement (FBI and Missouri State Highway Patrol Background Checks @ \$52.20)	\$522

**Estimated Biennial Cost of Compliance for the  
Life of the Rule**

**\$8,992 - \$16,982****III. WORKSHEET**

See table above.



#### **IV. ASSUMPTION**

1. In calculating the private entity cost, the board surveyed three continuing education sponsors that provide board approved continuing education classes over a weekend or several days. In calculating the lodging and meals expense, the board utilized the federal General Services Administration (GSA) per diem rates for destinations within the Continental United States (CONUS) except for the Branson, Missouri area, as the actual lodging cost was available at the time the request for rulemaking was compiled. It must be noted that seminar attendants may pay a higher lodging rate during a seminar over several days, based upon location, lodging preferences, and availability. Finally, additional travel costs would include mileage from home to the seminar and vice-versa, but would vary based upon where the licensee live therefore, that was not calculated in the fiscal note.
2. Forty-eight hours of continuing education are required biennially.
3. Continuing Education sponsors surveyed include: Logan Chiropractic College, St Louis; Cleveland College of Chiropractic, Overland Park, KS; and Missouri State Chiropractors Association Annual Convention, Branson area.
4. The fingerprint processing fee is a pass through fee that does not effect the board's fund. The board estimates that the Missouri State Highway Patrol will receive the estimated amount listed above biennially for the life of the rule.
5. It is anticipated that the total cost will recur for the life of the rule, may vary with inflation and is expected to increase at the rate projected by the Legislative Oversight Committee.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 2263—State Committee for Social Workers  
Chapter 2—Licensure Requirements**

**PROPOSED RESCISSION**

**20 CSR 2263-2.052 Application for Licensure as a Licensed Baccalaureate Social Worker.** This rule outlined the procedures for application for licensure as a baccalaureate social worker.

*PURPOSE:* This rule is being rescinded and consolidated into 20 CSR 2263-2.050 due to the passage of House Bill 780 and Senate Bill 308 (2007).

*AUTHORITY:* sections 337.665 and 337.677.1, RSMo Supp. 2006. This rule originally filed as 4 CSR 263-2.052. Original rule filed Oct. 30, 2002, effective June 30, 2003. Moved to 20 CSR 2263-2.052, effective Aug. 28, 2006. Amended: Filed Dec. 15, 2006, effective June 30, 2007. Rescinded: Filed Aug. 27, 2009.

*PUBLIC COST:* This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed rescission with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489, or via email at [lcsww@pr.mo.gov](mailto:lcsww@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 2263—State Committee for Social Workers  
Chapter 2—Licensure Requirements**

**PROPOSED AMENDMENT**

**20 CSR 2263-2.060 Licensure by Reciprocity** [as a Licensed Clinical Social Worker]. The board is proposing to amend the title of the rule and subsections (1)(A) and (1)(C) and section (2).

*PURPOSE:* This amendment modifies the title of the rule and further outlines the requirements for licensure by reciprocity and modifies the existing language to be consistent with the passage of House Bill 780 and Senate Bill 308 (2007) and the new levels of licensure they created.

(1) The committee may issue a license by reciprocity to individuals who meet the licensure requirements as set forth in the rules promulgated by the committee and provide the following:

(A) Completed application for Licensure by Reciprocity form provided by the committee. **The application shall state the class of license sought by the applicant;**

(C) Verification form provided by the committee to be completed by the regulatory entity verifying that the individual holds a valid, [unrevoked, undisciplined, unrestricted,] unexpired license as a [clinical] social worker in that state, territory, province, or country whose licensing or certification requirements at the time the application is submitted to the committee are substantially similar to those

in Missouri[, at the time the application for reciprocity is submitted to the committee]. The applicant has the burden of providing the information necessary for determination of this issue.

(2) Following the committee's review process, the applicant for licensure by reciprocity shall be informed by letter that licensure by reciprocity has been [approved or] denied. The denial letter shall identify the reasons for denial and the appeal process.

*AUTHORITY:* sections 337.600, 337.612 [and], 337.615, [RSMo Supp. 2006 and] 337.627, and 337.630, RSMo [2000] Supp. 2008. This rule originally filed as 4 CSR 263-2.060. Original rule filed Sept. 18, 1990, effective Feb. 14, 1991. For intervening history, please consult the *Code of State Regulations*. Amended: Filed Aug. 27, 2009.

*PUBLIC COST:* This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed amendment with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489, or via email at [lcsww@pr.mo.gov](mailto:lcsww@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 2263—State Committee for Social Workers  
Chapter 2—Licensure Requirements**

**PROPOSED RESCISSION**

**20 CSR 2263-2.062 Licensure by Reciprocity as a Licensed Baccalaureate Social Worker.** This rule established a procedure for reciprocity applicants to practice baccalaureate level social work in Missouri.

*PURPOSE:* This rule is being rescinded and consolidated into 20 CSR 2263-2.060 due to the passage of House Bill 780 and Senate Bill 308 (2007) and the new levels of licensure that they created.

*AUTHORITY:* sections 337.650, 337.665 and 337.677.1, RSMo Supp. 2006. This rule originally filed as 4 CSR 263-2.062. Original rule filed Oct. 30, 2002, effective June 30, 2003. Amended: Filed March 15, 2004, effective Sept. 30, 2004. Moved to 20 CSR 2263-2.062, effective Aug. 28, 2006. Amended: Filed Dec. 15, 2006, effective June 30, 2007. Rescinded: Filed Aug. 27, 2009.

*PUBLIC COST:* This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed rescission with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489 or via email at [lcsww@pr.mo.gov](mailto:lcsww@pr.mo.gov). To be considered, comments must be received within thirty (30) days

after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2263—State Committee for Social Workers  
Chapter 2—Licensure Requirements**

**PROPOSED RESCISSION**

**20 CSR 2263-2.070 Temporary Permits for Licensed Clinical Social Workers.** This rule established a procedure for reciprocity applicants to practice clinical social work in Missouri pending licensure.

*PURPOSE:* This rule is being rescinded and readopted to better clarify the temporary permit requirements due to the passage of House Bill 780 and Senate Bill 308 (2007) and the new levels of licensure that they created.

*AUTHORITY:* sections 337.600, 337.621, 337.627, and 337.630, RSMo 2000. This rule originally filed as 4 CSR 263-2.070. Original rule filed Sept. 18, 1990, effective Feb. 14, 1991. For intervening history, please consult the *Code of State Regulations*. Rescinded: Filed Aug. 27, 2009.

*PUBLIC COST:* This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed rescission with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489, or via email at [lcsww@pr.mo.gov](mailto:lcsww@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2263—State Committee for Social Workers  
Chapter 2—Licensure Requirements**

**PROPOSED RULE**

**20 CSR 2263-2.070 Temporary Permits for Licensed Social Workers**

*PURPOSE:* This rule establishes a procedure for reciprocity applicants to obtain a temporary permit to practice social work in Missouri pending licensure.

(1) Individuals who have a valid, unexpired license or certificate as a social worker from a state, territory, province, or country whose licensing or certification requirements are substantially the same as the current Missouri requirements for licensure, as determined by the committee, may receive a temporary permit to practice social work in Missouri pending committee approval for licensure by reciprocity.

(2) Temporary permit requests must be submitted to the committee with a completed reciprocity application.

(3) The applicant has the burden of providing the information necessary for the determination of licensure.

(4) Temporary permits shall be valid for a maximum of three (3) months after issuance.

(5) Individuals who have temporary permits are subject to the statutes and regulations promulgated by the committee governing the practice of social work.

(6) Individuals who have temporary permits may use the social work title for which they seek licensure.

*AUTHORITY:* section 337.621, RSMo 2000 and sections 337.600, 337.627, and 337.630, RSMo Supp. 2008. This rule originally filed as 4 CSR 263-2.070. Original rule filed Sept. 18, 1990, effective Feb. 14, 1991. For intervening history, please consult the *Code of State Regulations*. Rescinded and readopted: Filed Aug. 27, 2009.

*PUBLIC COST:* This proposed rule will cost state agencies or political subdivisions approximately three dollars and sixty-seven cents (\$3.67) annually for the life of the rule. It is anticipated that the costs will recur for the life of the rule, may vary with inflation, and are expected to increase at the rate projected by the Legislative Oversight Committee.

*PRIVATE COST:* This proposed rule will cost private entities approximately sixty dollars and forty-four cents (\$60.44) annually for the life of the rule. It is anticipated that the costs will recur for the life of the rule, may vary with inflation, and are expected to increase at the rate projected by the Legislative Oversight Committee.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed rule with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489, or via email at [lcsww@pr.mo.gov](mailto:lcsww@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**PUBLIC FISCAL NOTE****I. RULE NUMBER****Title 20 - Department of Insurance, Financial Institutions and Professional Registration****Division 2263 - State Committee for Social Workers****Chapter 2 - Licensure Requirements****Proposed Rule - 20 CSR 2263-2.070 Temporary Permits for Licensed Social Workers**

Prepared January 28, 2009 by the Division of Professional Registration

**II. SUMMARY OF FISCAL IMPACT**

Affected Agency or Political Subdivision	Estimated Cost of Compliance
State Committee for Social Workers	\$3.67
	<b>Total Annual Cost of Compliance for the Life of the Rule</b>
	<b>\$3.67</b>

**III. WORKSHEET**

The Licensure Technician II reviews forms, corresponds with the applicants for any additional information required by the committee and mails the permit. The committee anticipates that there will be one applicant for temporary licensure annually.

**Personal Service Costs**

STAFF	ANNUAL SALARY	SALARY TO INCLUDE FRINGE BENEFIT	HOURLY SALARY	COST PER MINUTE	TIME PER APPLICATION	COST PER APPLICATION	TOTAL COST
Licensure Technician II	\$24,576	\$36,591.21	\$17.59	\$0.29	10 Minutes	\$2.93	\$2.93
						<b>Total Annual Personal Services Cost for the Life of the Rule</b>	<b>\$2.93</b>

**Expense and Equipment Dollars**

Item	Cost	Quantity	Total Cost
Letterhead	\$0.20	1	\$0.20
Postage	\$0.44	1	\$0.44
Envelopes	\$0.10	1	\$0.10
<b>Total Annual Expense and Equipment Cost for the Life of the Rule</b>			<b>\$0.74</b>

#### **IV. ASSUMPTION**

1. Employee's salaries were calculated using the annual salary multiplied by 48.89% for fringe benefits and then divided by 2080 hours per year to determine the hourly salary. The hourly salary was then divided by 60 minutes to determine the cost per minute. The cost per minute was then multiplied by the amount of time individual staff spent on the processing of applications or renewals. The total cost was based on the cost per application multiplied by the estimated number of applications.
2. It is anticipated that the total cost will recur for the life of the rule, may vary with inflation and is expected to increase at the rate projected by the Legislative Oversight Committee.

**PRIVATE FISCAL NOTE****I. RULE NUMBER****Title 20 - Department of Insurance, Financial Institutions and Professional Registration****Division 2263 - State Committee for Social Workers****Chapter 2 - Licensure Requirements****Proposed Rule - 20 CSR 2263-2.070 Temporary Permits for Licensed Social Workers**

Prepared January 28, 2009 by the Division of Professional Registration

**II. SUMMARY OF FISCAL IMPACT**

<b>Estimate the number of entities by class which would likely be affected by the adoption of the proposed rule:</b>	<b>Classification by type of the business entities which would likely be affected:</b>	<b>Estimated cost of compliance with the rule by affected entities:</b>
1	Temporary Permit Applicants (Reciprocity Fee @ \$60.00)	\$60.00
1	Temporary Permit Applicants (Postage @ \$0.44)	\$0.44
<b>Total Annual Cost of Compliance for the Life of the Rule</b>		<b>\$60.44</b>

**III. WORKSHEET**

See Table Above

**IV. ASSUMPTION**

1. The figures reported above are based on FY05-FY08 actuals.
2. The committee is statutorily obligated to enforce and administer the provisions of sections 337.600-337.689, RSMo. Pursuant to Section 337.612, RSMo, the committee shall by rule and regulation set the amount of fees authorized by sections 337.600-337.689, RSMo so that the revenue produced is sufficient, but not excessive, to cover the cost and expense to the committee for administering the provisions of sections 337.600-337.689, RSMo.
3. It is anticipated that the total cost will recur for the life of the rule, may vary with inflation and is expected to increase at the rate projected by the Legislative Oversight Committee.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2263—State Committee for Social Workers  
Chapter 2—Licensure Requirements**

**PROPOSED RESCISSION**

**20 CSR 2263-2.072 Temporary Permits for Licensed Baccalaureate Social Workers.** This rule established a procedure for reciprocity applicants to practice baccalaureate level social work in Missouri pending licensure.

*PURPOSE:* This rule is being rescinded and consolidated into 20 CSR 2263-2.070 due to the passage of House Bill 780 and Senate Bill 308 (2007) and the new levels of licensure that they created.

*AUTHORITY:* sections 337.665, 337.671, and 337.677.1, RSMo Supp. 2001. This rule originally filed as 4 CSR 263-2.072. Original rule filed Oct. 30, 2002, effective June 30, 2003. Moved to 20 CSR 2263-2.072, effective Aug. 28, 2006. Rescinded: Filed Aug. 27, 2009.

*PUBLIC COST:* This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed rescission with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489 or via email at [lcsww@pr.mo.gov](mailto:lcsww@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2263—State Committee for Social Workers  
Chapter 2—Licensure Requirements**

**PROPOSED AMENDMENT**

**20 CSR 2263-2.075 Renewal of License.** The board is proposing to amend section (1).

*PURPOSE:* This amendment makes two (2) grammatical corrections in section (1).

(1) All licenses shall be renewed on or before the expiration of the license. Failure of a licensee to renew the license shall cause the license to lapse. Failure to receive notice shall not relieve the licensee of the obligation to renew the license to practice as a licensed social worker and to pay the required fee prior to the expiration date of the license. Renewals shall be postmarked no later than the expiration date of the license, or if the expiration date is a Sunday or federal holiday, then the next day, to avoid the late renewal penalty fee as defined in the rules promulgated by the committee. Deposit of the renewal fee by the division does not constitute acceptance of the renewal application.

*AUTHORITY:* sections 337.600, 337.612, 337.618, 337.627 and 337.630, [RSMo 2000 and 337.677 and 337.680,] RSMo Supp. [2001] 2008. This rule originally filed as 4 CSR 263-2.075.

Original rule filed Jan. 20, 1999, effective July 30, 1999. For intervening history, please consult the *Code of State Regulations*. Amended: Filed Aug. 27, 2009.

*PUBLIC COST:* This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed amendment with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489, or via email at [lcsww@pr.mo.gov](mailto:lcsww@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2263—State Committee for Social Workers  
Chapter 2—Licensure Requirements**

**PROPOSED AMENDMENT**

**20 CSR 2263-2.082 Continuing Education.** The board is proposing to amend sections (1), (2), (5), (6), (10), and (11).

*PURPOSE:* This amendment clarifies the continuing education requirements for licensure renewal, establishes the basic continuing education standards, and modifies the existing language to be consistent with the passage of House Bill 780 and Senate Bill 308 (2007) and the new levels of licensure they created.

(1) As a condition for renewing a license to practice, all licensed social workers shall be required to have completed *[acceptable continuing professional education courses prior to the renewal of the license]*.

(A) For the purpose of this rule, hours are considered the same as clock hours.

(B) Baccalaureate social workers shall annually complete fifteen (15) hours of continuing education units.

(C) The annual periods for baccalaureate social workers are—

1. The twelve (12)-month period immediately preceding the license renewal date (the first day of which is the renewal midpoint date), but not including any time prior to licensure; and

2. The twelve (12)-month period immediately preceding the renewal midpoint date, if licensed during this period.

(D) All other licensed social workers shall complete thirty (30) clock hours of acceptable continuing professional education courses prior to the renewal of *[their]* the license.

(2) As part of the thirty (30) continuing education (CE) hours required for each renewal cycle, each applicant for renewal or reinstatement of a license shall complete three (3) clock hours of ethics presented by a social worker who has graduated from an accredited school of social work or by a professional who has knowledge of ethics as it relates to the practice of *[clinical or baccalaureate]* social work.

(5) A licensee who *[is not a baccalaureate social worker or]* becomes licensed during a renewal cycle shall be required to obtain continuing education at the rate computed by the following *[formula]*:

(A) [Formula: Number of months licensed during renewal cycle divided by the total number of months in the reporting cycle then multiplied by the number of continuing education required for renewal during the reporting cycle resulting in the total number of continuing education hours required to complete for renewal this reporting cycle. When applicable, this total will then be rounded to the nearest whole number by applying the following rounding rule: round down to the nearest whole number if the digit to the right of the decimal is four (4) or less, round up to the nearest whole number if the digit to the right of the decimal is five (5) or more.]

1. Example: A social worker becomes licensed on January 1, 2005, the reporting cycle is twenty-four (24) months, ending September 30, 2005, and thirty (30) hours of continuing education is required. (Note: Licensed baccalaureate social workers annual requirement is fifteen (15) hours per year.)

$8 \text{ months} \div 24 \text{ months} \times 30 = 9.9$  or round up to ten (10) hours (Licensee must have completed ten (10) continuing education hours to renew.)]

REQUIRED CEs*	
ISSUE MONTH	CE HOURS NEEDED
October	29
November	28
December	26
January	25
February	24
March	23
April	21
May	20
June	19
July	18
August	16
September	15
October	14
November	13
December	11
January	10
February	9
March	8
April	6

\*These charts pertain to new licensees only.

Formula: Months licensed divided by the number of months in reporting cycle multiplied by total CE hours required for renewal. Total rounded up or down to the nearest whole number: four (4) or less round down; five (5) or more round up.

Example: licensed on January 1 of an odd year, reporting cycle is 24 months, 30 hours of CE required.  $8 \text{ months} \div 24 \text{ months} \times 30 = 9.9$  which rounds up to 10. Licensee must have 10 CE hours to renew.

(6) The required continuing education hours may be satisfied through any combination of the following activities:

(E) Five (5) hours for the publication of one (1) chapter in a social work related professional book;

(F) Ten (10) hours for the publication of an entire book related to the practice of [clinical or baccalaureate] social work;

(I) Attending workshops or seminars approved by or sponsored by the following:

1. National Association of Social Workers (NASW);

2. Social service agency and/or organizational staff development unit (i.e., hospitals, nursing homes, residential treatment facility, etc.);

3. Professional associations in the human services including but not limited to the—

A. American Psychological Association (APA);

B. Missouri Psychological Association (MOPA);

C. American Association for Marriage and Family Therapy (AAMFT);

D. Missouri Association for Marriage and Family Therapy (MAMFT);

E. American Counseling Association of Missouri (ACAM);

F. American Counselors Association (ACA);

G. American Mental Health Counseling Association (AMHCA);

H. Missouri Mental Health Counseling Association (MMHCA); and

I. Missouri Society for Clinical Social Workers (MSCSW);

4. Association of Social Work Boards (ASWB) or its successor—Approved Continuing Education (ACE);

5. Accredited college or university;

6. Continuing education hours used to satisfy the continuing education requirements of another state may be submitted to fulfill the requirements of this state if the other state's continuing education requirements are substantially equal to or greater than the requirements of this state.

(10) Once an application for approval of a course has been granted by the committee, reapproval shall not be required for each subsequent presentation of the [educational activity] course so long as [the educational activity] it has not changed. If any portion of the [activity] course has significantly changed, reapplication must be made.

(11) A licensee shall be responsible for maintaining records of continuing education activities. Each licensee shall retain documentation of the continuing education verified on the renewal form for two (2) years following license renewal. The committee may conduct [an] audits of licensees to verify compliance with the continuing education requirements.

**AUTHORITY:** section[s] 337.627, RSMo [2000 and 337.668 and 337.677, RSMo] Supp. [2005] 2008. This rule originally filed as 4 CSR 263-2.082. Original rule filed June 25, 2004, effective Dec. 30, 2004. For intervening history, please consult the Code of State Regulations. Amended: Filed Aug. 27, 2009.

**PUBLIC COST:** This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

**PRIVATE COST:** This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

**NOTICE TO SUBMIT COMMENTS:** Anyone may file a statement in support of or in opposition to this proposed amendment with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489, or via email at lcsww@pr.mo.gov. To be considered, comments must be received



within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2263—State Committee for Social Workers  
Chapter 2—Licensure Requirements**

**PROPOSED RESCISSION**

**20 CSR 2263-2.085 Restoration of License.** This rule outlined the process for restoring a license to practice as a clinical social worker or a baccalaureate social worker.

*PURPOSE: This rule is being rescinded and readopted due to the passage of House Bill 780 and Senate Bill 308 (2007) and the new levels of licensure that they created.*

*AUTHORITY: sections 337.600, 337.612, 337.618, 337.650, 337.662, 337.677, RSMo Supp. 2003, and 337.627 and 337.630, RSMo 2000. This rule originally filed as 4 CSR 263-2.085. Original rule filed Dec. 30, 1998, effective July 30, 1999. Amended: Filed March 15, 2004, effective Sept. 30, 2004. Moved to 20 CSR 2263-2.085, effective Aug. 28, 2006. Rescinded: Filed Aug. 27, 2009.*

*PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489, or via email at lcsww@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.*

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2263—State Committee for Social Workers  
Chapter 2—Licensure Requirements**

**PROPOSED RULE**

**20 CSR 2263-2.085 Restoration of License**

*PURPOSE: This rule outlines the process for restoring a license to practice as a social worker.*

(1) A license that has expired may be renewed within sixty (60) days of the expiration date by:

- (A) Submitting a completed renewal form;
- (B) Proof of satisfaction of the continuing education (CE) requirements;
- (C) The renewal fee; and
- (D) The delinquency fee.

(2) A license that has been expired more than sixty (60) days but less than two (2) years may be renewed by:

- (A) Submitting a completed renewal form;
- (B) Proof of satisfaction of the continuing education requirements;

- (C) The renewal fee, the restoration fee; and
- (D) Proof of completion of continuing education hours in the current renewal cycle in accordance with the following:
  - 1.

CEs REQUIRED TO RENEW*	
MONTHS NOT RENEWED	CE HOURS NEEDED
1	1
2	3
3	4
4	5
5	6
6	8
7	9
8	10
9	11
10	13
11	14
12	15
13	16
14	18
15	19
16	20
17	21
18	23
19	24
20	25
21	26
22	28
23	29
24	30

\*This chart pertains to licensees who failed to renew only.

Formula: Number of months not renewed divided by twenty-four (24) multiplied by thirty (30) and then rounded to the nearest whole number. Total rounded up or down to the nearest whole number: four (4) or less round down; five (5) or more round up.  
Example: license which has been expired for seven (7) months.  $7/24 = .29 * 30 = 8.7$ , rounded up to 9. Nine (9) hours of CE required to renew.

2. Proof of the completion of the continuing education hours during the lapse period must be submitted with the application for renewal and the required fees. These hours are in addition to the thirty (30) hours required for renewal of the license.

3. The number of continuing education hours completed above the number required in the current renewal cycle can be credited toward the total hours required for the next renewal cycle.

(3) A license that has been expired for two (2) years or more may be renewed by submitting the following:

(A) A completed application for licensure, noting the previous license;

(B) Proof of current qualification for licensure that is not already in the committee's files (i.e., proof of graduation from an accredited program, completion of examinations, or completion of supervised experience);

(C) Proof of completion of no less than thirty (30) hours of continuing education completed within the two (2) years immediately preceding the application, and the prorated hours for the current period calculated as under subsection (2)(A); and

(D) The restoration fee.

**AUTHORITY:** sections 337.600, 337.612, 337.618, 337.627, 337.630, and 337.662, *RSMo Supp. 2008*. This rule originally filed as 4 CSR 263-2.085. Original rule filed Dec. 30, 1998, effective July 30, 1999. For intervening history, please consult the **Code of State Regulations**. Rescinded and readopted: Filed Aug. 27, 2009.

**PUBLIC COST:** This proposed rule will cost state agencies or political subdivisions approximately four hundred eighteen dollars and sixty-one cents (\$418.61) biennially for the life of the rule. It is anticipated that the costs will recur for the life of the rule, may vary with inflation, and are expected to increase at the rate projected by the Legislative Oversight Committee.

**PRIVATE COST:** This proposed rule will cost private entities approximately fourteen thousand eighty-seven dollars and ten cents (\$14,087.10) biennially for the life of the rule. It is anticipated that the costs will recur for the life of the rule, may vary with inflation, and are expected to increase at the rate projected by the Legislative Oversight Committee.

**NOTICE TO SUBMIT COMMENTS:** Anyone may file a statement in support of or in opposition to this proposed rule with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489, or via email at [lcsww@pr.mo.gov](mailto:lcsww@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

**PUBLIC FISCAL NOTE**

**I. RULE NUMBER**

**Title 20 - Department of Insurance, Financial Institutions and Professional Registration**

**Division 2263 - State Committee for Social Workers**

**Chapter 2 - Licensure Requirements**

**Proposed Rule - 20 CSR 2263-2.085 Restoration of License**

Prepared January 28, 2009 by the Division of Professional Registration

**II. SUMMARY OF FISCAL IMPACT**

Affected Agency or Political Subdivision	Estimated Cost of Compliance
State Committee for Social Workers	\$418.61
	<b>Total Biennial Cost of Compliance for the Life of the Rule</b>
	<b>\$418.61</b>

**III. WORKSHEET**

The Licensure Technician II reviews the forms, corresponds with the applicants for any additional information required by the committee and requests that the necessary license be printed. The committee anticipates that there will be 114 applicants that renew after the deadline biennially.

**Personal Service Dollars**

STAFF	ANNUAL SALARY	SALARY TO INCLUDE FRINGE BENEFIT	HOURLY SALARY	COST PER MINUTE	TIME PER APPLICATION	COST PER APPLICATION	TOTAL COST
Licensure Technician II	\$24,576	\$36,591.21	\$17.59	\$0.29	10 Minutes	\$2.93	\$334.25
						<b>Total Biennial Personal Service Costs for the Life of the Rule</b>	<b>\$334.25</b>

**Expense and Equipment Dollars**

Item	Cost	Quantity	Total Cost Per
Letterhead	\$0.20	114	\$22.80
Postage	\$0.44	114	\$50.16
Envelopes	\$0.10	114	\$11.40
License Envelopes	\$0.23	114	\$26.22
Licenses	\$0.12	114	\$13.68
<b>Total Biennial Expense and Equipment Costs for the Life of the Rule</b>			<b>\$84.36</b>

**IV. ASSUMPTION**

1. Employee's salaries were calculated using the annual salary multiplied by 48.89% for fringe benefits and then divided by 2080 hours per year to determine the hourly salary. The hourly salary was then divided by 60 minutes to determine the cost per minute. The cost per minute was then multiplied by the amount of time individual staff spent on the processing of applications or renewals. The total cost was based on the cost per application multiplied by the estimated number of applications.
2. It is anticipated that the total cost will recur for the life of the rule, may vary with inflation and is expected to increase at the rate projected by the Legislative Oversight Committee.

**PRIVATE FISCAL NOTE**

**I. RULE NUMBER**

**Title 20 - Department of Insurance, Financial Institutions and Professional Registration**

**Division 2263 - State Committee for Social Workers**

**Chapter 2 - Licensure Requirements**

**Proposed Rule - 20 CSR 2263-2.085 Restoration of License**

Prepared January 28, 2009 by the Division of Professional Registration

**II. SUMMARY OF FISCAL IMPACT**

<b>Estimate the number of entities by class which would likely be affected by the adoption of the proposed rule:</b>	<b>Classification by type of the business entities which would likely be affected:</b>	<b>Estimated cost of compliance with the rule by affected entities:</b>
110	Applicants for Restoration of License Within Sixty (60) Days of the Expiration Date (Renewal Fee @ \$58)	\$6,380.00
110	Applicants for Restoration of License Within Sixty (60) Days of the Expiration Date (Delinquency Fee@ \$58)	\$6,380.00
110	Applicants for Restoration of License Within Sixty (60) Days of the Expiration Date (Postage @ \$0.44)	\$48.40
3	Applicants for Restoration of License That Has Been Expired More Than Sixty (60) Days But Less Than Two (2) Years (Renewal Fee @ \$58)	\$174.00
3	Applicants for Restoration of License That Has Been Expired More Than Sixty (60) Days But Less Than Two (2) Years (Restoration Fee @ \$117)	\$351.00

3	Applicants for Restoration of License That Has Been Expired More Than Sixty (60) Days But Less Than Two (2) Years  (Postage @ \$0.42)	\$1.26
1	Applicants for Restoration of License That Has Been Expired More Than Two (2) Years (Restoration Fee @ \$117)	\$117.00
1	Applicants for Restoration of License That Has Been Expired More Than Two (2) Years (Continuing Education @ \$635)	\$635.00
1	Applicants for Restoration of License That Has Been Expired More Than Two (2) Years (Postage @ \$0.44)	\$0.44
<b>Estimated Biennial Cost of Compliance for the Life of the Rule</b>		<b>\$14,087.10</b>

**III. WORKSHEET**

See Table Above

**IV. ASSUMPTION**

1. The figures reported above are based on FY05-FY08 actuals.
2. The committee is statutorily obligated to enforce and administer the provisions of sections 337.600-337.689, RSMo. Pursuant to Section 337.612, RSMo, the committee shall by rule and regulation set the amount of fees authorized by sections 337.600-337.689, RSMo so that the revenue produced is sufficient, but not excessive, to cover the cost and expense to the committee for administering the provisions of sections 337.600-337.689, RSMo.
3. It is anticipated that the total cost will recur for the life of the rule, may vary with inflation and is expected to increase at the rate projected by the Legislative Oversight

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 2263—State Committee for Social Workers  
Chapter 2—Licensure Requirements**

**PROPOSED AMENDMENT**

**20 CSR 2263-2.090 Inactive Status.** The board is proposing to amend sections (1) and (3) through (6).

*PURPOSE: This amendment will make inactive status applicable to all levels of licensure and modifies the existing language to be consistent with the passage of House Bill 780 and Senate Bill 308 (2007) and the new levels of licensure that they created.*

(1) *[A licensee may request in writing that his/her license be placed on an inactive status.] A licensee shall request inactive status in writing.* An inactive license shall be renewed biennially. Failure to receive a renewal notice shall not relieve the licensee of the obligation to renew the inactive license and pay the required fee prior to the expiration date of the inactive license. Renewals shall be post-marked no later than the expiration date of the license to avoid the late renewal penalty fee as defined in rules promulgated by the committee.

(3) The licensee shall not practice~~], as a clinical or baccalaureate]~~ social ~~[worker]~~ **work** in the state of Missouri while the license is inactive, **unless otherwise allowed by law.**

(4) Licensees granted an inactive license by the committee shall place the word “inactive” adjacent to their *[Licensed Clinical or Baccalaureate Social Worker]* **social work** title on any business card, letterhead, or any other document or device, **unless otherwise allowed by law.**

(5) If an inactive licensee wishes to return a license to active status, the licensee shall complete a *[Licensed Clinical or Baccalaureate Social Worker]* renewal form and pay the renewal fee as stated in the rules promulgated by the committee. In addition the licensee shall:

(B) Successfully complete the examination required for licensure *[as referenced to in 20 CSR 2263-2.050(3)(D) for clinical social workers or 20 CSR 2263-2.052(3)(D) for baccalaureate social workers]*.

(6) In addition to the requirements set forth in section (5) above, a licensee whose license is inactive for five (5) years or more and has not completed sixty (60) hours of continuing education within five (5) years shall be required to successfully complete the examination required for licensure as referenced *[to in 20 CSR 2263-2.050(3)(D) for clinical social workers or 20 CSR 2263-2.052(3)(D) for baccalaureate social workers]* in **20 CSR 2263-2.050(4)(D).**

*AUTHORITY: sections 337.600 [and 337.677, RSMo Supp. 2005 and 620.150, RSMo 2000], RSMo Supp. 2008. This rule originally filed as 4 CSR 263-2.090. Original rule filed March 15, 2004, effective Sept. 30, 2004. For intervening history, please consult the Code of State Regulations. Amended: Filed Aug. 27, 2009.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will cost private entities approximately eighty-five dollars and eighty cents (\$85.80) biennially for the life of the rule. It is anticipated that the costs will recur for*

*the life of the rule, may vary with inflation, and are expected to increase at the rate projected by the Legislative Oversight Committee.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489, or via email at lcsww@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**PRIVATE FISCAL NOTE****I. RULE NUMBER****Title 20 - Department of Insurance, Financial Institutions and Professional Registration****Division 2263 - State Committee for Social Workers****Chapter 2 - Licensure Requirements****Proposed Amendment - 20 CSR 2263-2.090 Inactive Status**

Prepared January 28, 2009 by the Division of Professional Registration

**II. SUMMARY OF FISCAL IMPACT**

<b>Estimate the number of entities by class which would likely be affected by the adoption of the proposed amendment:</b>	<b>Classification by type of the business entities which would likely be affected:</b>	<b>Estimated cost of compliance with the amendment by affected entities:</b>
195	Applicants for Restoration of License that have been expired more than two (2) years (Postage @ \$0.44)	\$85.80
	<b>Estimated Biennial Cost of Compliance with the Amendment for the Life of the Rule</b>	<b>\$85.80</b>

**III. WORKSHEET**

See Table Above

**IV. ASSUMPTION**

1. The figures reported above are based on FY07-FY08 actuals.
2. This amendment will not change the costs for processing inactive licenses or the number that are processed. It only requires that inactive status requests are in writing.
3. The committee is statutorily obligated to enforce and administer the provisions of sections 337.600-337.689, RSMo. Pursuant to Section 337.612, RSMo, the committee shall by rule and regulation set the amount of fees authorized by sections 337.600-337.689, RSMo so that the revenue produced is sufficient, but not excessive, to cover the cost and expense to the committee for administering the provisions of sections 337.600-337.689, RSMo.
4. It is anticipated that the total cost will recur for the life of the rule, may vary with inflation and is expected to increase at the rate projected by the Legislative Oversight Committee.



**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2263—State Committee for Social Workers  
Chapter 3—Ethical Standards/Disciplinary Rules**

**PROPOSED RESCISSION**

**20 CSR 2263-3.010 Scope of Coverage and Organization.** This rule was promulgated pursuant to section 337.630.2(15), RSMo Supp. 1997, and set forth the scope of coverage and organization of the ethical standards/disciplinary rules.

*PURPOSE:* This rule is being rescinded and readopted to make the ethical standards and disciplinary rules inclusive to all licensees practicing social work as defined in statutes in this state due to the passage of House Bill 780 and Senate Bill 308 (2007) and the new levels of licensure they created.

*AUTHORITY:* sections 337.600, 337.615, 337.650, 337.665, 337.677, and 337.680, RSMo Supp. 2003 and 337.627 and 337.630, RSMo 2000. This rule originally filed as 4 CSR 263-3.010. Original rule filed Sept. 18, 1990, effective Feb. 14, 1991. For intervening history, please consult the *Code of State Regulations*. Rescinded: Filed Aug. 27, 2009.

*PUBLIC COST:* This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed rescission with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489, or via email at [lcsww@pr.mo.gov](mailto:lcsww@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2263—State Committee for Social Workers  
Chapter 3—Ethical Standards/Disciplinary Rules**

**PROPOSED RULE**

**20 CSR 2263-3.010 Scope of Coverage and Organization**

*PURPOSE:* This rule sets forth the ethical standards and disciplinary rules inclusive to all licensees practicing social work as defined in statute in this state.

(1) The ethical standards/disciplinary rules for members of the profession, as set forth hereafter by the committee, are mandatory. The failure of a member of the profession to abide by any ethical standard/disciplinary rule in this chapter shall constitute unethical conduct and be grounds for disciplinary proceedings.

*AUTHORITY:* sections 337.600, 337.615, 337.627, 337.630, and 337.665, RSMo Supp. 2008. This rule originally filed as 4 CSR 263-3.010. Original rule filed Sept. 18, 1990, effective Feb. 14, 1991. For intervening history, please consult the *Code of State Regulations*. Rescinded and readopted: Filed Aug. 27, 2009.

*PUBLIC COST:* This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed rule with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489, or via email at [lcsww@pr.mo.gov](mailto:lcsww@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2263—State Committee for Social Workers  
Chapter 3—Ethical Standards/Disciplinary Rules**

**PROPOSED RESCISSION**

**20 CSR 2263-3.020 Moral Standards.** This rule was promulgated pursuant to section 337.630.2(15), RSMo Supp. 1997, and set forth the moral obligations of the ethical standards/disciplinary rules.

*PURPOSE:* This rule is being rescinded and readopted to clarify that the moral standards are inclusive to all licensees due to the passage of House Bill 780 and Senate Bill 308 (2007) and the new levels of licensure they created.

*AUTHORITY:* sections 337.600, 337.615, 337.650, 337.665, 337.677, and 337.680, RSMo Supp. 2003 and 337.627 and 337.630, RSMo 2000. This rule originally filed as 4 CSR 263-3.020. Original rule filed Sept. 18, 1990, effective Feb. 14, 1991. For intervening history, please consult the *Code of State Regulations*. Rescinded: Filed Aug. 27, 2009.

*PUBLIC COST:* This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed rescission with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489, or via email at [lcsww@pr.mo.gov](mailto:lcsww@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2263—State Committee for Social Workers  
Chapter 3—Ethical Standards/Disciplinary Rules**

**PROPOSED RULE**

**20 CSR 2263-3.020 Moral Standards**

*PURPOSE:* This rule sets forth the moral obligations of the ethical standards/disciplinary rules.

(1) The public must be protected from those who are not qualified to be members of the profession by reason of a deficiency in education, experience, moral standards, or other relevant factors, but who nevertheless attempt to or actually practice social work. To assure the maintenance of high standards of the profession of social work, members of the profession shall assist the committee in promulgating, enforcing, and improving requirements for admission to and for the practice of social work.

(2) No member of the profession shall—

- (A) Violate any ethical standard/disciplinary rule;
- (B) Circumvent any ethical standard/disciplinary rule through the actions of another;
- (C) Engage in conduct which is dishonest, deceitful, or fraudulent;
- (D) Allow the pursuit of financial gain or other personal benefit to interfere with the exercise of sound professional judgment or skills; or
- (E) Use therapeutic relationships with clients to promote, for personal gain or the profit of an agency, commercial enterprises of any kind.

(3) Prior to recommending an applicant for licensure, a member of the profession should be satisfied that the applicant is of good moral character. Although a member of the profession should not become a self-appointed investigator or judge of applicants, a report to the committee of all unfavorable information not otherwise privileged relative to the character, education, experience, citizenship, age, or other qualifications of an applicant must be made.

(4) A member of the profession is subject to discipline for making a materially false statement, or for deliberately failing to disclose a material fact requested in connection with an application.

(5) A member of the profession shall respond to all reasonable requests for information and/or all other correspondence from the committee. Failure to provide the requested information may be cause for denial of licensure, permit, and/or registration of supervision.

(6) A member of the profession shall not engage in any activity that exploits clients, students, or supervisees, including sexual intimacies (which means physical or other contact by either the member of the profession or the client), including, but not limited to:

- (A) Sexual intercourse—any penetration or contact with the female sex organ by a finger, the male sex organ, or any object;
- (B) Sodomy—oral or anal copulation, oral or anal copulation or sexual intercourse between two (2) or more people or a person and an animal, or any penetration of the anal opening by any body part or object;
- (C) Kissing;
- (D) Touching or caressing the legs, thighs, stomach, chest, breasts, genitals, or buttocks, clothed or unclothed;
- (E) Exhibitionism and voyeurism (exposing one's self or encouraging another to expose him/herself); and
- (F) Comments, gestures, or physical contacts of a sexual nature.

(7) A member of the profession shall report to the committee any known or suspected violation(s) of the laws or regulations promulgated by the committee governing the practice of social work which do not violate a client's right to privacy.

**AUTHORITY:** sections 337.600, 337.615, 337.627, 337.630, and 337.665, RSMo Supp. 2008. This rule originally filed as 4 CSR 263-3.020. Original rule filed Sept. 18, 1990, effective Feb. 14, 1991. For intervening history, please consult the *Code of State Regulations*. Rescinded and readopted: Filed Aug. 27, 2009.

**PUBLIC COST:** This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

**PRIVATE COST:** This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

**NOTICE TO SUBMIT COMMENTS:** Anyone may file a statement in support of or in opposition to this proposed rule with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489, or via email at [lcsww@pr.mo.gov](mailto:lcsww@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

## Title 20—DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

### Division 2263—State Committee for Social Workers Chapter 3—Ethical Standards/Disciplinary Rules

#### PROPOSED RESCISSION

**20 CSR 2263-3.040 Client Relationships.** This rule was promulgated pursuant to section 337.630.2(15), RSMo 2000, and set forth the ethical standards/disciplinary rules for client relationships.

**PURPOSE:** This rule is being rescinded and readopted in order to make the rule inclusive to all licensed social workers due to the passage of House Bill 780 and Senate Bill 308 (2007) and the new levels of licensure they created.

**AUTHORITY:** sections 337.600 and 337.615, RSMo Supp. 2003 and 337.627 and 337.630, RSMo 2000. This rule originally filed as 4 CSR 263-3.040. Original rule filed Sept. 18, 1990, effective Feb. 14, 1991. For intervening history, please consult the *Code of State Regulations*. Rescinded: Filed Aug. 27, 2009.

**PUBLIC COST:** This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

**PRIVATE COST:** This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

**NOTICE TO SUBMIT COMMENTS:** Anyone may file a statement in support of or in opposition to this proposed rescission with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489, or via email at [lcsww@pr.mo.gov](mailto:lcsww@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

## Title 20—DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

### Division 2263—State Committee for Social Workers Chapter 3—Ethical Standards/Disciplinary Rules

#### PROPOSED RULE

#### **20 CSR 2263-3.040 Client Relationships**

**PURPOSE:** This rule sets forth the ethical standards/disciplinary rules for client relationships.

(1) A member of the profession shall not enter into or continue a dual or multiple relationship, including social relationship, business relationship, or sexual relationship, as defined by the committee, with a current client or with a person to whom the member has at any time rendered psychotherapy (clinical social work) or other professional social work services for the treatment or amelioration of mental and emotional conditions. Business relationships do not include purchases made by the member from the client when the client is providing necessary goods or services to the general public, and the member determines that it is not possible or reasonable to obtain the necessary goods or services from another provider.

(2) A member of the profession shall be alert to and avoid conflicts of interest that interfere with the exercise of professional discretion and impartial judgment.

(3) A member of the profession should make clear to clients the purposes, goals, techniques, rules of procedure, and limitations that may affect the professional relationship at or before the time that it is begun. A member of the profession shall not provide professional services to clients without being able to justify the basis upon which those services are rendered.

(4) A member of the profession should be aware of his/her own mental health and emotional stability and the effect those have on his/her ability to provide appropriate services to clients. A member of the profession shall not undertake or continue a professional relationship with a client when the competency of the member is or reasonably could be expected to be impaired due to mental, emotional, physiologic, pharmacologic, or substance abuse conditions. If that condition develops after a professional relationship has been initiated, the member shall notify the client in writing of the termination of services and shall assist the client in obtaining services from another professional.

(5) A member of the profession shall not undertake and/or continue a professional relationship with a client when the objectivity or competency of the member is, or reasonably could be expected to be, impaired because of present or previous familial, social, sexual, emotional, financial, supervisory, political, administrative, or legal relationship with the client. If that dual relationship develops or is discovered after the professional relationship has been initiated, the member of the profession shall terminate the professional relationship in an appropriate manner, shall notify the client in writing of this termination, and shall assist the client in obtaining services from another professional.

(6) A member of the profession should be knowledgeable about the services available in the community and make appropriate referrals for their clients. When a member of the profession has a relationship, particularly of an administrative, supervisory, and/or evaluative nature, with an individual seeking counseling services, the licensed social worker, provisional member shall not serve as the practitioner for such individual but shall refer the individual to another professional.

(7) A member of the profession must inform clients about electronic recording of sessions, how such sessions will be used, and provide specific information about any specialized or experimental activities in which they may be expected to participate as a condition of service.

(8) A member of the profession shall terminate a professional relationship when it is reasonably clear that the client is not benefiting from the relationship or when the service has been satisfactorily rendered.

(9) A member of the profession shall protect clients against physical threats, intimidation, and coercion in the provision of social services insofar as is reasonably possible.

(10) A member of the profession shall not attempt any intervention unless thoroughly trained in its use or under the supervision of an expert.

(11) A member of the profession rendering services to a client shall maintain professional records that include:

(A) The presenting problem(s), assessment, plan of action, and progress notes;

(B) The fee arrangement;

(C) The date and substance of each contact with the client;

(D) Notation and results of formal consults with other providers;

(E) A copy of all evaluative reports prepared or received as a part of the professional relationship;

(F) A copy of a written communication with the client identifying the date and reason for termination of professional service if the licensed social worker is in private practice; and

(G) The clinical records of a member of the profession who is under supervision shall be co-signed by the supervisor.

(12) For the purpose of these rules, the licensed social worker and temporary permit holder shall assure that professional records are maintained for at least five (5) years after the date of service is terminated.

(13) A member of the profession shall not falsify or permit the unauthorized destruction of client records.

*AUTHORITY: sections 337.600, 337.615, 337.627, and 337.630, RSMo Supp. 2008. This rule originally filed as 4 CSR 263-3.040. Original rule filed Sept. 18, 1990, effective Feb. 14, 1991. For intervening history, please consult the Code of State Regulations. Rescinded and readopted: Filed Aug. 27, 2009.*

*PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489, or via email at lcsww@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 2263—State Committee for Social Workers  
Chapter 3—Ethical Standards/Disciplinary Rules**

**PROPOSED RESCISSION**

**20 CSR 2263-3.060 Relationships with Colleagues.** This rule was promulgated pursuant to section 337.630.2(15), RSMo, and set forth the ethical standards/disciplinary rules for relationships with colleagues.

*PURPOSE: This rule is being rescinded and readopted to make the requirement inclusive to all licensed social workers due to the passage of House Bill 780 and Senate Bill 308 (2007) and the new levels of licensure that they created.*

**AUTHORITY:** sections 337.600, 337.615, 337.650, 337.665, 337.677, and 337.680, RSMo Supp. 2003 and 337.627 and 337.630, RSMo 2000. This rule originally filed as 4 CSR 263-3.060. Original rule filed Sept. 18, 1990, effective Feb. 14, 1991. For intervening history, please consult the *Code of State Regulations*. Rescinded: Filed Aug. 27, 2009.

**PUBLIC COST:** This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

**PRIVATE COST:** This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

**NOTICE TO SUBMIT COMMENTS:** Anyone may file a statement in support of or in opposition to this proposed rescission with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489, or via email at [lcsww@pr.mo.gov](mailto:lcsww@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 2263—State Committee for Social Workers  
Chapter 3—Ethical Standards/Disciplinary Rules**

**PROPOSED RULE**

**20 CSR 2263-3.060 Relationships with Colleagues**

**PURPOSE:** This rule sets forth the ethical standards/disciplinary rules for relationships with colleagues.

(1) A member of the profession should act with integrity in his/her relationships with colleagues, other organizations, agencies, institutions, referral sources, and other professions so as to facilitate the contribution of all colleagues toward achieving optimum benefit for clients.

(2) A member of the profession shall not knowingly cause a client to terminate the service of another professional solely for personal gain.

(3) A member of the profession shall not exploit his/her professional relationships with supervisors, colleagues, supervisees, students, or employees either sexually, economically, or otherwise.

(4) A member of the profession who has direct knowledge of a social work colleague's impairment which is due to personal problems, psychosocial distress, substance abuse, or mental health difficulties, and which interferes with practice effectiveness should consult with that colleague when feasible and assist the colleague in taking remedial action.

(5) A member of the profession who functions as a supervisor or educator shall not engage in sexual intimacies or contact as defined in the rules promulgated by the committee, with supervisees, students, trainees, or other colleagues over whom they exercise professional authority.

(6) A member of the profession must exercise appropriate supervision and provide appropriate working conditions, timely evaluations, constructive consultation, and experience opportunities.

**AUTHORITY:** sections 337.600, 337.615, 337.627, 337.630, and 337.665, RSMo Supp. 2008. This rule originally filed as 4 CSR 263-

3.060. Original rule filed Sept. 18, 1990, effective Feb. 14, 1991. For intervening history, please consult the *Code of State Regulations*. Rescinded and readopted: Filed Aug. 27, 2009.

**PUBLIC COST:** This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

**PRIVATE COST:** This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

**NOTICE TO SUBMIT COMMENTS:** Anyone may file a statement in support of or in opposition to this proposed rule with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489, or via email at [lcsww@pr.mo.gov](mailto:lcsww@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 2263—State Committee for Social Workers  
Chapter 3—Ethical Standards/Disciplinary Rules**

**PROPOSED RESCISSION**

**20 CSR 2263-3.080 Public Statements/Fees.** This rule was promulgated pursuant to section 337.630.2(15), RSMo, and set forth the ethical standards/disciplinary rules as they pertain to public statements/fees.

**PURPOSE:** This rule is being rescinded and readopted to make the rule inclusive to all social workers due to the passage of House Bill 780 and Senate Bill 308 (2007) and the new levels of licensure they created.

**AUTHORITY:** sections 337.600, 337.615, 337.650, 337.665, 337.677, and 337.680, RSMo Supp. 2003 and 337.627 and 337.630, RSMo 2000. This rule originally filed as 4 CSR 263-3.080. Original rule filed Sept. 18, 1990, effective Feb. 14, 1991. For intervening history, please consult the *Code of State Regulations*. Rescinded: Filed Aug. 27, 2009.

**PUBLIC COST:** This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

**PRIVATE COST:** This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

**NOTICE TO SUBMIT COMMENTS:** Anyone may file a statement in support of or in opposition to this proposed rescission with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489, or via email at [lcsww@pr.mo.gov](mailto:lcsww@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 2263—State Committee for Social Workers  
Chapter 3—Ethical Standards/Disciplinary Rules**

**PROPOSED RULE**

**20 CSR 2263-3.080 Public Statements/Fees**

*PURPOSE: This rule sets forth the ethical standards/disciplinary rules as they pertain to public statements/fees.*

- (1) A member of the profession shall not—  
(A) Give or receive a commission or rebate or any other form of remuneration for referral of clients for professional services;  
(B) Engage in fraud or misrepresentation;  
(C) Use relationships with therapeutic or therapy clients to promote, for personal gain or the profit of an agency, commercial enterprises of any kind; and  
(D) Render services until assured that clients are aware of the fees and billing arrangements.

(2) A member of the profession shall use only those educational credentials in association with his/her license and practice as a licensed social worker that have been earned at an acceptable educational institution. A member of the profession shall not misrepresent their credentials, training, or level of education.

(3) A licensed social worker holder shall use his/her title (i.e., “licensed clinical social worker (LCSW)” or “licensed baccalaureate social worker (LBSW)”) in any advertising, public directory, or solicitation, including telephone directory listings, regardless of whether this presentment is made under the licensee’s name, a fictitious business or group name, or a corporate name.

(4) A member of the profession shall have his/her license prominently displayed at all times as proof of licensure to the client.

(5) Social workers whose licenses have lapsed or been revoked shall not hold themselves out to be currently licensed as a “licensed clinical social worker (LCSW)” or “licensed baccalaureate social worker (LBSW).”

(6) A member of the profession shall not accept compensation for the professional services from anyone other than the client without disclosure to the client or his/her legal guardian.

(7) A member of the profession shall not accept for professional services any form of remuneration including the bartering of services which has the effect of exploiting the professional relationship or creating a dual or multiple relationship.

(8) A member of the profession shall consider the value of his/her services and the financial ability of clients in establishing reasonable fees for professional services.

(9) A member of the profession shall not accept a fee for professional services or any form of remuneration from clients who are entitled to services through an institution or agency or other benefits structure, unless clients have been fully informed of the availability of, or payments for, these services from other sources.

*AUTHORITY: sections 337.600, 337.615, 337.627, 337.630, and 337.665, RSMo Supp. 2008. This rule originally filed as 4 CSR 263-3.080. Original rule filed Sept. 18, 1990, effective Feb. 14, 1991. For intervening history, please consult the Code of State Regulations. Rescinded and readopted: Filed Aug. 27, 2009.*

*PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489, or via email at lcsww@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 2263—State Committee for Social Workers  
Chapter 3—Ethical Standards/Disciplinary Rules**

**PROPOSED RESCISSION**

**20 CSR 2263-3.100 Confidentiality.** This rule was promulgated pursuant to section 337.630.2(15), RSMo, and sets forth the ethical standards/disciplinary rules as they pertain to confidentiality.

*PURPOSE: This rule is being rescinded and readopted to make the rule inclusive to all social workers due to the passage of House Bill 780 and Senate Bill 308 (2007) and the new levels of licensure they created.*

*AUTHORITY: sections 337.600, 337.615, 337.650, 337.665, 337.677, and 337.680, RSMo Supp. 2003 and 337.627 and 337.630, RSMo 2000. This rule originally filed as 4 CSR 263-3.100. Original rule filed Sept. 18, 1990, effective Feb. 14, 1991. For intervening history, please consult the Code of State Regulations. Rescinded: Filed Aug. 27, 2009.*

*PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489, or via email at lcsww@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 2263—State Committee for Social Workers  
Chapter 3—Ethical Standards/Disciplinary Rules**

**PROPOSED RULE**

**20 CSR 2263-3.100 Confidentiality**

*PURPOSE: This rule sets forth the ethical standards/disciplinary rules as they pertain to confidentiality.*

(1) A member of the profession shall take reasonable personal action, and inform responsible authorities or inform those persons at risk, when the conditions or actions of clients indicate that there is clear and imminent danger to clients or others. When the member is uncertain about the duty to protect, consultation with other professionals is appropriate.

(2) A member of the profession shall inform clients, at the onset of the professional relationship, of the limits of confidentiality.

(3) A member of the profession shall keep confidential his/her therapy relationships with clients including information obtained from this relationship with clients with the following exceptions:

- (A) When the client gives written consent;
- (B) When the client constitutes a danger to him/herself or to others;
- (C) When the member is under court order to disclose information; or
- (D) When required by law.

(4) A member of the profession shall make every reasonable effort to see that the member's employer provides for maintenance, storage, and disposal of the records of clients so that unauthorized persons shall not have access to these records.

(5) A member of the profession shall not forward to another person, agency, or potential employer any confidential information of a client without the written consent of the client(s) or their legal guardian(s) nor shall they violate any laws or regulations of this state or the federal government with respect to this information.

(6) When providing counseling services to families, couples, or groups, a member of the profession shall seek agreement among the parties involved concerning each individual's right to confidentiality and obligation to preserve the confidentiality of information shared by others. Participants in family, couples, or group counseling shall be informed by the member that there is no guarantee that all participants will honor such agreements.

*AUTHORITY:* sections 337.600, 337.615, 337.627, 337.630, and 337.665, RSMo Supp. 2008. This rule originally filed as 4 CSR 263-3.100. Original rule filed Sept. 18, 1990, effective Feb. 14, 1991. For intervening history, please consult the *Code of State Regulations*. Rescinded and readopted: Filed Aug. 27, 2009.

*PUBLIC COST:* This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed rule with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489, or via email at [lcsww@pr.mo.gov](mailto:lcsww@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 2263—State Committee for Social Workers  
Chapter 3—Ethical Standards/Disciplinary Rules**

**PROPOSED RESCISSION**

**20 CSR 2263-3.120 Research on Human Subjects.** This rule was promulgated pursuant to section 337.630.2(15), RSMo, and sets forth the ethical standards/disciplinary rules as they pertain to research on human subjects.

*PURPOSE:* This rule is being rescinded and readopted to make the requirement inclusive to all social workers due to the passage of

*House Bill 780 and Senate Bill 308 (2007) and the new levels of licensure that were created.*

*AUTHORITY:* sections 337.600, 337.615, 337.650, 337.665, 337.677, and 337.680, RSMo Supp. 2003 and 337.627 and 337.630, RSMo 2000. This rule originally filed as 4 CSR 263-3.120. Original rule filed Sept. 18, 1990, effective Feb. 14, 1991. Rescinded and readopted: Filed Dec. 30, 1998, effective July 30, 1999. Amended: Filed June 25, 2004, effective Dec. 30, 2004. Moved to 20 CSR 2263-3.120, effective Aug. 28, 2006. Rescinded: Filed Aug. 27, 2009.

*PUBLIC COST:* This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed rescission with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489, or via email at [lcsww@pr.mo.gov](mailto:lcsww@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2263—State Committee for Social Workers  
Chapter 3—Ethical Standards/Disciplinary Rules**

**PROPOSED RULE**

**20 CSR 2263-3.120 Research on Human Subjects**

*PURPOSE:* This rule sets forth the ethical standards/disciplinary rules as they pertain to research on human subjects.

(1) A member of the profession shall ensure that the welfare of a client is in no way compromised in any experimentation and/or that the client is not participating in any experimentation against his/her will.

(2) In presenting case studies in classes, professional meetings, or publications, licensed members of the profession shall disguise the identity of clients to assure full confidentiality.

(3) In conducting any research on human subjects, a member of the profession shall not violate any laws or regulations of this state or the federal government.

(4) When planning any research activity dealing with human subjects, a member of the profession shall ensure that research problems, design, and execution are in full compliance with Protection of Human Subjects as published in the *Code of Federal Regulations* 45 CFR 46.

(5) A member of the profession in evaluation or research must obtain voluntary and written informed consent from participants without any implied or actual deprivation or penalty for refusal to participate, without undue inducement to participate, and with due regard for participants' well-being, privacy, and dignity. Informed consent must include information about the nature, extent, and duration of the participation requested and disclosure of the risks and benefits in the research.

*AUTHORITY: sections 337.600, 337.615, 337.627, 337.630, and 337.665, RSMo Supp. 2008. This rule originally filed as 4 CSR 263-3.120. Original rule filed Sept. 18, 1990, effective Feb. 14, 1991. Rescinded and readopted: Filed Dec. 30, 1998, effective July 30, 1999. Amended: Filed June 25, 2004, effective Dec. 30, 2004. Moved to 20 CSR 2263-3.120, effective Aug. 28, 2006. Rescinded and readopted: Filed Aug. 27, 2009.*

*PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489, or via email at lcsww@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2263—State Committee for Social Workers  
Chapter 3—Ethical Standards/Disciplinary Rules**

**PROPOSED RESCISSION**

**20 CSR 2263-3.140 Competence.** This rule was promulgated pursuant to section 337.630.2(15), RSMo, and set forth the ethical standards/disciplinary rules as they pertained to competence.

*PURPOSE: This rule is being rescinded and readopted to make the regulation inclusive to all social workers due to the passage of House Bill 780 and Senate Bill 308 (2007) and the new levels of licensure that it created.*

*AUTHORITY: sections 337.600, 337.615, 337.618, 337.650, 337.662, 337.665, 337.677, and 337.680, RSMo Supp. 2003 and 337.627 and 337.630, RSMo 2000. This rule originally filed as 4 CSR 263-3.140. Original rule filed Sept. 18, 1990, effective Feb. 14, 1991. Rescinded and readopted: Filed Dec. 30, 1998, effective July 30, 1999. Amended: Filed July 26, 1999, effective Jan. 30, 2000. Amended: Filed March 15, 2004, effective Sept. 30, 2004. Moved to 20 CSR 2263-3.140, effective Aug. 28, 2006. Rescinded: Filed Aug. 27, 2009.*

*PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489, or via email at lcsww@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2263—State Committee for Social Workers  
Chapter 3—Ethical Standards/Disciplinary Rules**

**PROPOSED RULE**

**20 CSR 2263-3.140 Competence**

*PURPOSE: This rule is promulgated pursuant to section 337.630.2(15), RSMo, and sets forth the ethical standards/disciplinary rules as they pertain to competence.*

(1) A member of the profession shall:

(A) Limit his/her practice to the area(s) for which he/she are trained;

(B) Utilize consultation on an as-needed, self-determined basis;

(C) Be knowledgeable about how and when to utilize the expertise of other professional disciplines for their clients;

(D) Maintain accessibility to clients;

(E) Make every effort to foster maximum self-determination on the part of the client;

(F) Stress the personal risks involved in any services and help clients explore their readiness to face these risks;

(G) Promote the welfare of clients in the selection, utilization, and interpretation of assessment measures and strategies of intervention;

(H) Recognize the effects of socioeconomic, ethnic, gender, sexual orientation, disability, and racial and cultural factors on clients in assessment and planning services;

(I) Use careful deliberation before assuming responsibility for the client when a client's judgment is seriously impaired. The client should resume responsibility for him/herself as quickly as possible;

(J) Seek treatment for personal medical, substance abuse, psychological, and emotional problems to ensure that they do not interfere with their ability to provide services to clients; and

(K) Take all necessary and reasonable steps to maintain continued competence in the practice of social work by completing at least thirty (30) clock hours of continuing education on or before the expiration of the license for each renewal period.

(2) A member of the profession shall not engage in the practice of social work beyond the scope of his/her competence, as is demonstrated by his/her education, training, or experience. A member of the profession shall make a referral to other professionals when the services required are beyond his/her competence.

*AUTHORITY: sections 337.600, 337.615, 337.618, 337.627, 337.630, 337.662, and 337.665, RSMo Supp. 2008. This rule originally filed as 4 CSR 263-3.140. Original rule filed Sept. 18, 1990, effective Feb. 14, 1991. For intervening history, please consult the Code of State Regulations. Rescinded and Readopted: Filed Aug. 27, 2009.*

*PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-526-3489, or via email at lcsww@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**T**his section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order of rulemaking is based; reference to the date and page or pages where the notice of proposed rulemaking was published in the *Missouri Register*; an explanation of any change between the text of the rule as contained in the notice of proposed rulemaking and the text of the rule as finally adopted, together with the reason for any such change; and the full text of any section or subsection of the rule as adopted which has been changed from that contained in the notice of proposed rulemaking. The effective date of the rule shall be not less than thirty (30) days after the date of publication of the revision to the *Code of State Regulations*.

**T**he agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments which are opposed in whole or in part to the proposed rule. The ninety (90)-day period during which an agency shall file its order of rulemaking for publication in the *Missouri Register* begins either: 1) after the hearing on the proposed rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

**Title 12—DEPARTMENT OF REVENUE  
Division 30—State Tax Commission  
Chapter 2—Original Assessment**

**ORDER OF RULEMAKING**

By the authority vested in the State Tax Commission under section 138.430, RSMo Supp. 2008, the commission amends a rule as follows:

**12 CSR 30-2.018** Method of Administrating the *Ad Valorem* Taxation of the Private Railcar Industry and Applying for the Freight Line Company Tax Credit **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2009 (34 MoReg 1276). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 12—DEPARTMENT OF REVENUE  
Division 30—State Tax Commission  
Chapter 3—Local Assessment of Property and Appeals  
From Local Boards of Equalization**

**ORDER OF RULEMAKING**

By the authority vested in the State Tax Commission under section

138.430, RSMo Supp. 2008, the commission amends a rule as follows:

**12 CSR 30-3.010** Appeals From the Local Boards of Equalization **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2009 (34 MoReg 1276–1277). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 13—DEPARTMENT OF SOCIAL SERVICES  
Division 70—MO HealthNet Division  
Chapter 3—Conditions of Provider Participation,  
Reimbursement And Procedure of General Applicability**

**ORDER OF RULEMAKING**

By the authority vested in the MO HealthNet Division under sections 208.153 and 208.201, RSMo Supp. 2008, the division amends a rule as follows:

**13 CSR 70-3.120** Limitations on Payment of Out-of-State Nonemergency Medical Services **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 2009 (34 MoReg 1350). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 13—DEPARTMENT OF SOCIAL SERVICES  
Division 70—MO HealthNet Division  
Chapter 4—Conditions of Participant Participation,  
Rights and Responsibilities**

**ORDER OF RULEMAKING**

By the authority vested in the MO HealthNet Division under sections 208.040 and 208.201, RSMo Supp. 2008, and section 660.017, RSMo 2000, the division amends a rule as follows:

**13 CSR 70-4.090** Uninsured Women's Health Program **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 2009 (34 MoReg 1350–1352). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.



**Title 13—DEPARTMENT OF SOCIAL SERVICES  
Division 70—MO HealthNet Division  
Chapter 55—Nurse-Midwife Program**

**ORDER OF RULEMAKING**

By the authority vested in the MO HealthNet Division under sections 208.152, 208.153, and 208.201, RSMo Supp. 2008, the division amends a rule as follows:

**13 CSR 70-55.010 MO HealthNet Program Benefits for Nurse-Midwife Services is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 2009 (34 MoReg 1353). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 2150—State Board of Registration for the  
Healing Arts  
Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and sections 334.530, 334.550, and 334.687, RSMo Supp. 2008, the board amends a rule as follows:

**20 CSR 2150-3.010 Applicants for Licensure as Professional Physical Therapists is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1030-1034). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board received ten (10) comments on the proposed amendment.

COMMENT #1: Roger Johnson, PT; Connie Oliphant, PT; and Ann Fick, PT, commented that they were in favor of the rule changes.

RESPONSE: The board appreciates the support and has made no change to the proposed amendment as a result of this comment.

COMMENT #2: John DiCapo indicates that there is no mention of direct access for physical therapy services and also suggests accepting a certificate of professional education which can be filled out by the school as soon as the requirements are met prior to graduation in lieu of official transcripts.

RESPONSE: The board appreciates the comment, however voted to make no change to the text of the rule. The Advisory Commission for Professional Physical Therapists recommended advising the licensee that direct access can only be obtained through a statutory amendment, and the rule already states that the applicant only has to provide transcripts of courses taken towards the physical therapy degree.

The Advisory Commission for Professional Physical Therapists also recommended advising that the board currently accepts transcripts that contain courses taken at other universities or colleges. They also recommended to advise licensees that the board's current process allows the acceptance of a Certificate of Professional Education in lieu of the diploma and final transcripts for the purpose of sitting for the examination; however, the diploma and final transcripts must be provided to the board office prior to the release of the examination results.

COMMENT #3: Anna McDowell questioned the age an applicant must be to apply for licensure in section (1). She disagrees with the age requirement if it applies to physical therapist assistants because she was twenty (20) years old when she graduated, and she would have been held off to apply for license secondary to her age, not qualifications.

RESPONSE: The board appreciates the comment, however voted to make no change to the text of the rule. The Advisory Commission for Professional Physical Therapists recommended to advise licensee that the age requirement for licensure for physical therapists is twenty-one (21) years of age and for physical therapist assistants is nineteen (19) years of age and that these requirements are mandated by statute, not rules.

COMMENT #4: Cara Lewis, PT, indicates that section (3) seems excessive to require official transcripts from each and every college or university attended.

COMMENT #5: Melissa Diebold indicates that if section (3) is passed, there will be two (2) times the paperwork and effort exerted.

RESPONSE: The board appreciates the comments, however voted to make no change to the text of the rule because it already states that the applicant only has to provide transcripts of courses taken towards the physical therapy degree. The Advisory Commission for Professional Physical Therapists recommended advising licensees that the board currently accepts transcripts that contain courses taken at other universities or colleges. They also recommended to advise licensees that the board's current process allows the acceptance of a Certificate of Professional Education in lieu of the diploma and final transcripts for the purpose of sitting for the examination; however, the diploma and final transcripts must be provided to the board office prior to the release of the examination results.

COMMENT #6: Daniel McCutchen, PT, asked what the proposed fees will be for the practice act exam and in what format will the applicants take said test in section (7). Mr. McCutchen disagrees that a physical therapist should have to pass a practice act exam to practice. If it is required, he feels the Federation of State Boards for Physical Therapists should create a uniform test for a generic practice act.

COMMENT #7: Darlene Himbing inquired as to if the jurisprudence exam would be written or accessible online and if the Federation of State Boards for Physical Therapists would be administering the exam mentioned in section (7).

COMMENT #8: Mary Jo Laurin objects to section (7) unless there is a need that is not currently being met.

COMMENT #9: John DiCapo, PT, inquired if section (7) was open book and indicated that a law exam is needed.

COMMENT #10: In reference to section (7), Melissa Diebold indicates that she does not want to take this test every two (2) years to maintain her license and that it should be done before someone is allowed to practice.

RESPONSE: The board appreciates the comments, however voted to make no change to the text of the rule. The Advisory Commission for Professional Physical Therapists did recommend to advise the licensees that the jurisprudence examination is required by statute for applicants for licensure to familiarize them with the statutes and rules that will govern their practice in the state of Missouri and that it will

be administered to active licensees for the purpose of assisting them in staying current on any changes to the statutes and rules that govern their profession. The Advisory Commission for Professional Physical Therapists further advised that the exam will be an open book test with twenty to twenty-five (20-25) questions that are a combination of true/false and multiple choice.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and sections 334.530 and 334.687, RSMo Supp. 2008, the board amends a rule as follows:

**20 CSR 2150-3.020 Application Forms—Physical Therapists  
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1035-1036). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board received one (1) comment on the proposed amendment.

COMMENT: Roger Johnson, PT; Connie Oliphant, PT; and Ann Fick, PT, commented that they were in favor of the rule changes.

RESPONSE: The board appreciates the support and has made no change to the proposed amendment as a result of this comment.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and sections 334.530 and 334.550, RSMo Supp. 2008, the board rescinds a rule as follows:

**20 CSR 2150-3.030 Examination is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1037). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and sections 334.530, 334.550, and 334.687, RSMo Supp. 2008, the board adopts a rule as follows:

**20 CSR 2150-3.030 Examination—Physical Therapists is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1037-1039). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board received three (3) comments on the proposed rule.

COMMENT #1: Roger Johnson, PT; Connie Oliphant, PT; and Ann Fick, PT, commented that they were in favor of the rule changes.

RESPONSE: The board appreciates the support and has made no change to the proposed rule as a result of this comment.

COMMENT #2: Darlene Himburg inquired if an applicant failed the National Physical Therapy Examination three (3) times, what will the new provision do for the applicant? Would they be able to sit for the exam a fourth time, and what would be the new requirements?

RESPONSE: The board appreciates the comment, however voted to make no change to the text of the rule. The Advisory Commission for Professional Physical Therapists recommended advising Ms. Himburg of the process to take the National Physical Therapy Examination, which will only allow applicants to take the examination a maximum of three (3) times in any twelve (12)-month period.

COMMENT #3: David Taylor requested the rationale for the deletion of section (3) with the adoption of the proposed rule.

RESPONSE: The board appreciates the comment, however voted to make no change to the text of the rule. The Advisory Commission for Professional Physical Therapists recommended advising licensees that the deletion of the limitation is required by statute and was made after reviewing other states' statutes and consulting with the Federation of State Boards of Physical Therapists.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000, the board rescinds a rule as follows:

**20 CSR 2150-3.040 Licensing by Reciprocity is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1040). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and section 334.687, RSMo Supp. 2008, the board adopts a rule as follows:

**20 CSR 2150-3.040 Licensing by Reciprocity—Physical  
Therapists is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1040–1043). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board received one (1) comment on the proposed rule.

COMMENT: Roger Johnson, PT; Connie Oliphant, PT; and Ann Fick, PT, commented that they were in favor of the rule changes.

RESPONSE: The board appreciates the support and has made no change to the proposed rule as a result of this comment.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and sections 334.530, 334.540, and 334.550, RSMo Supp. 2008, the board rescinds a rule as follows:

**20 CSR 2150-3.050 Temporary Licenses is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1044). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and sections 334.530, 334.550, and 334.687, RSMo Supp. 2008, the board adopts a rule as follows:

20 CSR 2150-3.050 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1044–1047). The section with changes is reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board received three (3) comments on the proposed rule.

COMMENT #1: Roger Johnson, PT; Connie Oliphant, PT; and Ann Fick, PT, commented that they were in favor of the rule changes.

RESPONSE: The board appreciates the support and has made no change to the proposed rule as a result of this comment.

COMMENT #2: Dawn Standley indicated that there are two (2) sections with the number two (2). Ms. Standley suggested placing the definition of “family member” as part of section (1) or re-numbering the remaining sections.

RESPONSE: The board appreciates the comment, however voted to make no change to the text of the rule as the rule was corrected prior to filing.

COMMENT #3: Dawn Standley also inquired if the reporting time should be limited.

RESPONSE AND EXPLANATION OF CHANGE: The board voted and agreed to amend the rule to state that the supervising physical therapist is required to report any inappropriate conduct or patient care to the board within three (3) business days of being made aware of such conduct.

**20 CSR 2150-3.050 Temporary Licenses—Physical Therapists**

(7) The supervising physical therapist is required to report any inappropriate conduct or patient care to the board within three (3) business days of being made aware of such conduct.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and sections 334.530, 334.550, and 334.687, RSMo Supp. 2008, the board adopts a rule as follows:

**20 CSR 2150-3.053** Temporary Licenses for Reinstatement of an Inactive License—Physical Therapists **is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1048–1052). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board received one (1) comment on the proposed rule.

COMMENT: Roger Johnson, PT; Connie Oliphant, PT; and Ann Fick, PT, commented that they were in favor of the rule changes.

RESPONSE: The board appreciates the support and has made no change to the proposed rule as a result of this comment.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and sections 334.525 and 334.687, RSMo Supp. 2008, the board adopts a rule as follows:

**20 CSR 2150-3.055** Inactive License—Physical Therapists **is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1053–1057). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board received one (1) comment on the proposed rule.

COMMENT: Roger Johnson, PT; Connie Oliphant, PT; and Ann Fick, PT, commented that they were in favor of the rule changes.

RESPONSE: The board appreciates the support and has made no change to the proposed rule as a result of this comment.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and sections 334.525 and 334.687, RSMo Supp. 2008, the board adopts a rule as follows:

**20 CSR 2150-3.057** Reinstatement of an Inactive License—Physical Therapists **is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1058–1063). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board received three (3) comments on the proposed rule.

COMMENT #1: Roger Johnson, PT; Connie Oliphant, PT; and Ann Fick, PT, commented that they were in favor of the rule changes.

RESPONSE: The board appreciates the support and has made no change to the proposed rule as a result of this comment.

COMMENT #2: Anna McDowell suggested section (8) be changed to state that sixty (60) hours of continuing education must be completed in the four (4) years prior to reinstatement.

COMMENT #3: Carrie C. Harrison indicated that sixty (60) hours in four (4) years seems a little excessive and that the continuing education requirement is burdensome in terms of time and financial requirements.

RESPONSE: The board appreciates the comments, however voted to make no change to the text of the rule. The Advisory Commission for Professional Physical Therapists recommended advising the licensees that the rule states that the board may require sixty (60) hours of continuing education be obtained within four (4) years immediately preceding the issuance of the license; however, each case will be reviewed on a case-by-case basis so the hours applied during the previous renewal period may be accepted.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and sections 334.570 and 334.675, RSMo Supp. 2008, the board rescinds a rule as follows:

**20 CSR 2150-3.060** Biennial Registration **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1064). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and sections 334.570, 334.675, and 334.687, RSMo Supp. 2008, the board adopts a rule as follows:

**20 CSR 2150-3.060 Biennial Registration is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1064–1066). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The board received two (2) comments on the proposed rule.

**COMMENT #1:** Roger Johnson, PT; Connie Oliphant, PT; and Ann Fick, PT, commented that they were in favor of the rule changes.

**RESPONSE:** The board appreciates the support and has made no change to the proposed rule as a result of this comment.

**COMMENT #2:** Ellen Willis indicated that the language is somewhat confusing and may need to be revised.

**RESPONSE:** The board appreciates the comment, however voted to make no change to the text of the rule. The Advisory Commission for Professional Physical Therapists did recommend to advise the licensees that the jurisprudence examination is required by statute for applicants for licensure to familiarize them with the statutes and rules that will govern their practice in the state of Missouri and that it will be administered to active licensees for the purpose of assisting them in staying current on any changes to the statutes and rules that govern their profession. The commission further clarified that the exam will be open book with twenty to twenty-five (20–25) questions that are a combination of true/false and multiple choice.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and sections 334.570 and 334.687, RSMo Supp. 2008, the board adopts a rule as follows:

**20 CSR 2150-3.063 Physical Therapist Late Registration  
is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1067–1072). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The board received one (1) comment on the proposed rule.

**COMMENT:** Roger Johnson, PT; Connie Oliphant, PT; and Ann Fick, PT, commented that they were in favor of the rule changes.

**RESPONSE:** The board appreciates the support and has made no change to the proposed rule as a result of this comment.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and section 334.687, RSMo Supp. 2008, the board adopts a rule as follows:

**20 CSR 2150-3.066 Physical Therapist—Retirement, Name and  
Address Changes is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1073–1076). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The board received one (1) comment on the proposed rule.

**COMMENT:** Roger Johnson, PT; Connie Oliphant, PT; and Ann Fick, PT, commented that they were in favor of the rule changes.

**RESPONSE:** The board appreciates the support and has made no change to the proposed rule as a result of this comment.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under sections 334.090, 334.125, and 334.580, RSMo 2000 and sections 334.540, 334.550, 334.560, and 334.687, RSMo Supp. 2008, the board amends a rule as follows:

**20 CSR 2150-3.080 Fees is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1077). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The board received one (1) comment on the proposed amendment.

**COMMENT:** Roger Johnson, PT; Connie Oliphant, PT; and Ann Fick, PT, commented that they were in favor of the rule changes.

**RESPONSE:** The board appreciates the support and has made no change to the proposed amendment as a result of this comment.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and sections 334.615 and 334.687, RSMo Supp. 2008, the board adopts a rule as follows:

**20 CSR 2150-3.085 Determination of Competency is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1077-1081). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The board received one (1) comment on the proposed rule.

**COMMENT:** Roger Johnson, PT; Connie Oliphant, PT; and Ann Fick, PT, commented that they were in favor of the rule changes.

**RESPONSE:** The board appreciates the support and has made no change to the proposed rule as a result of this comment.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and sections 334.500, 334.650, and 334.687, RSMo Supp. 2008, the board amends a rule as follows:

**20 CSR 2150-3.090 Physical Therapist Assistants—Direction,  
Delegation, and Supervision is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1082). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The board received three (3) comments on the proposed amendment.

**COMMENT #1:** Roger Johnson, PT; Connie Oliphant, PT; and Ann Fick, PT, commented that they were in favor of the rule changes.

**RESPONSE:** The board appreciates the support and has made no change to the proposed amendment as a result of this comment.

**COMMENT #2:** John DiCapo indicates that section (2) is an excellent addition that makes the law more clear and is an amount that is appropriate.

**RESPONSE:** The board appreciates the support and has made no change to the proposed amendment as a result of this comment.

**COMMENT #3:** Chuck J. Gulas, PT, has a concern about deleting subsection (3)(F) without adding some wording to indicate that a physical therapist assistant should not be the primary care provider.

**RESPONSE:** The board appreciates the comments, however voted to make no change to the text of the rule based on the comment received. The Advisory Commission for Professional Physical Therapists recommended referring Mr. Gulas to section 334.650.2, RSMo, and advised that this can only be changed through a statutory amendment.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and sections 334.650, 334.655, 334.660, 334.670, and 334.687, RSMo Supp. 2008, the board amends a rule as follows:

**20 CSR 2150-3.100 Applications for Licensure as Physical  
Therapist Assistant is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1082-1085). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The board received one (1) comment on the proposed amendment.

**COMMENT:** Roger Johnson, PT; Connie Oliphant, PT; and Ann Fick, PT, commented that they were in favor of the rule changes.

**RESPONSE:** The board appreciates the support and has made no change to the proposed amendment as a result of this comment.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and sections 334.650, 334.655, 334.670, and 334.687, RSMo Supp. 2008, the board amends a rule as follows:

**20 CSR 2150-3.110 Physical Therapist Assistant Requirements for  
Licensing by Examination is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1086). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board received one (1) comment on the proposed amendment.

COMMENT: Roger Johnson, PT; Connie Oliphant, PT; and Ann Fick, PT, commented that they were in favor of the rule changes.

RESPONSE: The board appreciates the support and has made no change to the proposed amendment as a result of this comment.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and sections 334.655, 334.660, 334.670, and 334.687, RSMo Supp. 2008, the board amends a rule as follows:

**20 CSR 2150-3.120 Physical Therapist Assistant Reciprocity  
Applicants is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1086–1087). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board received one (1) comment on the proposed amendment.

COMMENT: Roger Johnson, PT; Connie Oliphant, PT; and Ann Fick, PT, commented that they were in favor of the rule changes.

RESPONSE: The board appreciates the support and has made no change to the proposed amendment as a result of this comment.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and sections 334.650, 334.665, and 334.670, RSMo Supp. 2008, the board rescinds a rule as follows:

**20 CSR 2150-3.150 Physical Therapist Assistant Reciprocity  
Applicants is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1087). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and sections 334.650, 334.665, 334.670, and 334.687, RSMo Supp. 2008, the board adopts a rule as follows:

**20 CSR 2150-3.150 Physical Therapist Assistant Temporary  
Licensure is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1087–1091). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board received three (3) comments on the proposed rule.

COMMENT #1: Roger Johnson, PT; Connie Oliphant, PT; and Ann Fick, PT, commented that they were in favor of the rule changes.

RESPONSE: The board appreciates the support and has made no change to the proposed rule as a result of this comment.

COMMENT #2: Dawn Standley inquired if it would be possible to write subsection (5)(D) to keep the grammar parallel to the other ideas in this section.

RESPONSE: The board appreciates the comment, however voted to make no change to the text of the rule based on the comment received since it is a writing style consideration.

COMMENT #3: Dawn Standley also suggested that subsection (5)(E) should be reworded.

RESPONSE: The board appreciates the comment, however voted to make no change to the text of the rule based on the comment received since it is a writing style consideration.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and sections

334.530, 334.550, and 334.687, RSMo Supp. 2008, the board adopts a rule as follows:

**20 CSR 2150-3.153 Physical Therapist Assistant Temporary Licenses for Reinstatement is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1092-1096). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The board received one (1) comment on the proposed rule.

**COMMENT:** Roger Johnson, PT; Connie Oliphant, PT; and Ann Fick, PT, commented that they were in favor of the rule changes.

**RESPONSE:** The board appreciates the support and has made no change to the proposed rule as a result of this comment.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and sections 334.650, 334.675, and 334.687, RSMo Supp. 2008, the board amends a rule as follows:

**20 CSR 2150-3.160 Physical Therapist Assistant Late Registration is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1097). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The board received two (2) comments on the proposed amendment.

**COMMENT #1:** Roger Johnson, PT; Connie Oliphant, PT; and Ann Fick, PT, commented that they were in favor of the rule changes.

**RESPONSE:** The board appreciates the support and has made no change to the proposed amendment as a result of this comment.

**COMMENT #2:** Dawn Standley inquired if section (9) should refer to physical therapists rather than physical therapist assistants.

**RESPONSE:** The board appreciates the comments, however voted to make no change to the text of the rule since the rule is correct as currently stated.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and sections 334.525 and 334.687, RSMo Supp. 2008, the board adopts a rule as follows:

**20 CSR 2150-3.163 Physical Therapist Assistant Inactive License is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1097-1101). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The board received one (1) comment on the proposed rule.

**COMMENT:** Roger Johnson, PT; Connie Oliphant, PT; and Ann Fick, PT, commented that they were in favor of the rule changes.

**RESPONSE:** The board appreciates the support and has made no change to the proposed rule as a result of this comment.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and sections 334.525 and 334.687, RSMo Supp. 2008, the board adopts a rule as follows:

**20 CSR 2150-3.165 Physical Therapist Assistant—Reinstatement of an Inactive License is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1102-1107). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The board received one (1) comment on the proposed rule.

**COMMENT:** Roger Johnson, PT; Connie Oliphant, PT; and Ann Fick, PT, commented that they were in favor of the rule changes.

**RESPONSE:** The board appreciates the support and has made no change to the proposed rule as a result of this comment.



**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and sections 334.655, 334.660, 334.670, and 334.687, RSMo Supp. 2008, the board amends a rule as follows:

**20 CSR 2150-3.170 Physical Therapist Assistant Licensure Fees  
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1108). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The board received one (1) comment on the proposed amendment.

**COMMENT:** Roger Johnson, PT; Connie Oliphant, PT; and Ann Fick, PT, commented that they were in favor of the rule changes.  
**RESPONSE:** The board appreciates the support and has made no change to the proposed amendment as a result of this comment.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000 and sections 334.655, 334.660, 334.675, and 334.687, RSMo Supp. 2008, the board amends a rule as follows:

**20 CSR 2150-3.180 Physical Therapist Assistant Biennial  
Renewal—Retirement, Name and Address Changes  
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1108–1111). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The board received two (2) comments on the proposed amendment.

**COMMENT #1:** Roger Johnson, PT; Connie Oliphant, PT; and Ann Fick, PT, commented that they were in favor of the rule changes.  
**RESPONSE:** The board appreciates the support and has made no change to the proposed amendment as a result of this comment.

**COMMENT #2:** Ellen Willis indicated that the language is somewhat confusing and may need to be revised.

**RESPONSE:** The board appreciates the comment, however voted to make no change to the text of the rule. The Advisory Commission for Professional Physical Therapists did recommend to advise the licensees that the jurisprudence examination is required by statute for applicants for licensure to familiarize them with the statutes and rules that will govern their practice in the state of Missouri and that it will be administered to active licensees for the purpose of assisting them in staying current on any changes to the statutes and rules that govern their profession. The commission further clarified that the exam will be open book with twenty to twenty-five (20–25) questions that are a combination of true/false and multiple choice.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under sections 334.125 and 334.507, RSMo 2000 and sections 334.100, 334.610, 334.650, and 334.687, RSMo Supp. 2008, the board amends a rule as follows:

**20 CSR 2150-3.201 Continuing Education Requirements  
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2009 (34 MoReg 1112). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The board received one (1) comment on the proposed amendment.

**COMMENT:** Roger Johnson, PT; Connie Oliphant, PT; and Ann Fick, PT, commented that they were in favor of the rule changes.  
**RESPONSE:** The board appreciates the support and has made no change to the proposed amendment as a result of this comment.

**T**his section may contain notice of hearings, correction notices, public information notices, rule action notices, statements of actual costs, and other items required to be published in the *Missouri Register* by law.

For additional information contact  
Donna Schuessler, (573) 751-6403.

**Title 19—DEPARTMENT OF HEALTH AND  
SENIOR SERVICES  
Division 60—Missouri Health Facilities Review Committee  
Chapter 50—Certificate of Need Program**

**NOTIFICATION OF REVIEW:  
APPLICATION REVIEW SCHEDULE**

The Missouri Health Facilities Review Committee has initiated review of the applications listed below. A decision is tentatively scheduled for November 16, 2009. These applications are available for public inspection at the address shown below:

**Date Filed**

**Project Number:** Project Name  
City (County)  
Cost, Description

**09/03/09**

**#4411 HS:** St. Anthony's Medical Center  
St. Louis (St. Louis County)  
\$2,250,000, Acquire robotic surgery system

**#4410 HS:** Saint Francis Medical Center  
Cape Girardeau (Cape Girardeau County)  
\$2,690,224, Acquire endovascular suite

**09/04/09**

**#4415 HS:** Southeast Missouri Hospital  
Cape Girardeau (Cape Girardeau County)  
\$1,750,000, Replace robotic surgery system

**#4416 NS:** Flint Hill Care and Rehabilitation Center  
Flint Hill (St. Charles County)  
\$18,998,240, Establish 240-bed skilled nursing facility

**#4413 HS:** Barnes-Jewish St. Peters Hospital  
St. Peters (St. Charles County)  
\$4,960,462, Acquire second linear accelerator

**#4412 HS:** Barnes-Jewish Hospital  
St. Louis (St. Louis City)  
\$2,122,382, Acquire sixth magnetic resonance imager

**#4414 HS:** Barnes-Jewish Hospital  
St. Louis (St. Louis City)  
\$2,200,000, Acquire robotic surgery system

Any person wishing to request a public hearing for the purpose of commenting on these applications must submit a written request to this effect, which must be received by October 8, 2009. All written requests and comments should be sent to:

Chairman  
Missouri Health Facilities Review Committee  
c/o Certificate of Need Program  
3418 Knipp Drive, Suite F  
Post Office Box 570  
Jefferson City, MO 65102

**T**he Secretary of State is required by sections 347.141 and 359.481, RSMo 2000, to publish dissolutions of limited liability companies and limited partnerships. The content requirements for the one-time publishing of these notices are prescribed by statute. This listing is published pursuant to these statutes. We request that documents submitted for publication in this section be submitted in camera ready 8 1/2" x 11" manuscript by email to [dissolutions@sos.mo.gov](mailto:dissolutions@sos.mo.gov).

**NOTICE OF LIMITED LIABILITY COMPANY DISSOLUTION  
TO ALL CREDITORS OF AND CLAIMANTS AGAINST  
HILCO ASSOCIATES, L.L.C.**

On August 26, 2009, Hilco Associates, L.L.C. filed a Notice of Winding Up with the Missouri Secretary of State.

You are hereby notified if you believe you have a claim against Hilco Associates, L.L.C. you must submit a summary in writing of the circumstances surrounding your claim to the company at Cindy Reams Martin, P.C., 408 SE Douglas, Lee's Summit, Missouri 64063, Attention: Cindy Reams Martin. The summary of your claim must include the following information:

1. The name, address and telephone number of the claimant.
2. The amount of the claim.
3. Basis for the claim.
4. Documentation of the claim.

All claims against Hilco Associates, L.L.C. will be barred unless the proceeding to enforce the claim is commenced within three years after the publication of this notice.

**Notice of Winding Up to All Creditors of and Claimants Against River City Floral Source, LLC**

River City Floral Source, LLC, a Missouri limited liability company (the "Company") was dissolved on August 24, 2009, by filing a notice of winding up with the Missouri Secretary of State. The Company requests that all persons and entities with claims against the Company present them in writing and by mail to Lora A. Braudis, 5514 NW Cimarron Drive, Kansas City, Missouri 64152. Each claim must include:

1. The name, address, and telephone number of the claimant;
2. The Amount of the claim;
3. The basis of the claim;
4. The date the claim arose; and
5. Any and all documentation relating to the claim.

A claim against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

**NOTICE OF DISSOLUTION AND WINDING UP**  
**TO ALL CREDITORS OF AND CLAIMANTS AGAINST**  
**TULIP, LLC**

On 8/13/2009, TULIP, LLC, a Missouri limited liability company, filed its Notice of Winding Up with the Missouri Secretary of State.

Said company requests that all persons and organizations who have claims against it present them immediately by letter to: Christopher E. Erblich, Esq., Husch Blackwell Sanders LLP, 190 Carondelet Plaza, Suite 600, St. Louis, MO 63105. All claims must include the claimant's name, address and telephone number, the amount, date and basis for the claim.

NOTICE: BECAUSE OF THE WINDING UP OF TULIP, LLC, ANY CLAIMS AGAINST IT WILL BE BARRED UNLESS A PROCEEDING TO ENFORCE THE CLAIM IS COMMENCED WITHIN THREE YEARS AFTER THE PUBLICATION OF THE THREE NOTICES AUTHORIZED BY STATUTE, WHICHEVER IS PUBLISHED LAST.

**NOTICE TO THE UNKNOWN CREDITORS**  
**OF**  
**SH ACQUISITION L.L.C.**  
**(FORMERLY KNOWN AS SLICEHOST LLC)**

You are hereby notified that on August 12, 2009, SH Acquisition L.L.C. (formerly known as Slicehost LLC), a Missouri limited liability company (the "Company"), the principal office of which is located in St. Louis, Missouri, filed a Notice of Winding Up with the Secretary of State of Missouri.

In order to file a claim with the Company, you must furnish the amount and the basis for the claim and provide all necessary documentation supporting this claim. All claims must be mailed to:

Matt Tanase or Jason Seats  
4579 Laclede Ave. #258  
St. Louis, MO 63108

A claim against SH Acquisition L.L.C. will be barred unless a proceeding to enforce the claim is commenced within three years after the publication of this notice.

Notice of Corporate Dissolution To All Creditors of and Claimants against Loma Linda Estates, Inc.

Loma Linda Estates, Inc. filed Articles of Dissolution and Request for Termination with the Missouri Secretary of State, effective August 18, 2009. Submit claims to Spencer, Scott & Dwyer, P.C., 402 S. Main, 6<sup>th</sup> Floor, Joplin, MO 64801. Include the claimant's name and address, and the date, amount, basis and documentation of the claim. Claims are barred unless an enforcement proceeding is commenced within three years after publication of this notice.

**NOTICE OF CORPORATE DISSOLUTION  
TO ALL CREDITORS OF AND CLAIMANTS AGAINST  
GRIFFIN INTERIORS, INC.**

Effective August 20, 2009, GRIFFIN INTERIORS, INC., a Missouri corporation (the "Company"), filed its Articles of Dissolution with the Missouri Secretary of State and was voluntarily dissolved.

The Company requests that all persons and entities with claims against the Company present them in accordance with this notice.

All claims against the Company must be in writing and must include the name, address and telephone number of the claimant, the amount of the claim or other relief demanded, the basis of the claim, the date or dates on which the events occurred which provide a basis for the claim, and copies of any available document supporting the claim. All claims should be mailed to the Griffin Interiors, Inc., c/o Jerome I. Kaskowitz, Stinson Morrison Hecker LLP, 168 North Meramec Avenue, Suite 400, St. Louis, Missouri 63105.

Any claim against the Company will be barred unless a proceeding to enforce the claim is commenced within two (2) years after the publication of this notice.

**Notice of Dissolution to All Creditors of and Claimants Against RG Corporation.**

On July 17, 2009, RG Corporation filed its articles of dissolution with the Missouri Secretary of State. The dissolution was effective on that date.

You are hereby notified that if you believe you have a claim against RG Corporation, you must submit a summary in writing of the circumstances surrounding your claim to the Corporation in care of Steven J. Braun at 4550 Belleview, Kansas City, Missouri, 64111. The summary of your claim must include the following information:

1. The name, address and telephone number of the claimant.
2. The amount of the claim.
3. The date on which the event on which the claim is based occurred.
4. A brief description of the nature of the debt or the basis for the claim.

All claims against RG Corporation will be barred unless the proceeding to enforce the claim is commenced within two years after the publication of this notice.

**NOTICE OF DISSOLUTION TO ALL CREDITORS WHO HAVE CLAIMS AGAINST**  
**MICHAEL D. JONES, M.D., P.C.**

On July 1, 2009, Michael D. Jones, M.D., P.C., filed its Articles of the Dissolution of Missouri Secretary of State. The dissolution was effective on the date of the filing of the Articles of Dissolution with the Missouri Secretary of State.

You are hereby notified that if you believe that you have a claim against Michael D. Jones, M.D., P.C. you must submit a summary in writing of the circumstances surrounding your claim to the Corporation in care of Louis J. Leonatti, attorney at law at Leonatti & Baker, P.O. Box 758, Mexico, Missouri. A summary of your claim must include the following information:

1. The name, address and telephone number of the claimant.
2. The monetary value of the claim.
3. The date of the event in which the claims is based occurred.
4. A brief description of the nature of the debt or the basis for the claim.
5. All claims against Michael D. Jones, M.D., P.C. will be barred unless the proceedings to enforce the claim are commenced within two years after the publication of this notice.

# Rule Changes Since Update to Code of State Regulations

This cumulative table gives you the latest status of rules. It contains citations of rulemakings adopted or proposed after deadline for the monthly Update Service to the *Code of State Regulations*, citations are to volume and page number in the *Missouri Register*, except for material in this issue. The first number in the table cite refers to the volume number or the publication year—30 (2005) and 31 (2006). MoReg refers to *Missouri Register* and the numbers refer to a specific *Register* page, R indicates a rescission, W indicates a withdrawal, S indicates a statement of actual cost, T indicates an order terminating a rule, N.A. indicates not applicable, RAN indicates a rule action notice, RUC indicates a rule under consideration, and F indicates future effective date.

Rule Number	Agency	Emergency	Proposed	Order	In Addition
1 CSR 10	<b>OFFICE OF ADMINISTRATION</b> State Officials' Salary Compensation Schedule				30 MoReg 2435
1 CSR 20-6.010	Personnel Advisory Board and Division of Personnel		34 MoReg 1397		
	<b>DEPARTMENT OF AGRICULTURE</b>				
2 CSR 30-2.010	Animal Health		34 MoReg 1461		
2 CSR 30-2.020	Animal Health		34 MoReg 1468		
2 CSR 30-2.040	Animal Health		34 MoReg 1334		
2 CSR 30-6.015	Animal Health		34 MoReg 1474		
2 CSR 30-6.020	Animal Health		34 MoReg 1475		
2 CSR 30-10.010	Animal Health		34 MoReg 1175	34 MoReg 1938	
2 CSR 80-2.010	State Milk Board		34 MoReg 1788		
2 CSR 80-2.020	State Milk Board		34 MoReg 1788		
2 CSR 80-2.030	State Milk Board		34 MoReg 1789		
2 CSR 80-2.040	State Milk Board		34 MoReg 1789		
2 CSR 80-2.050	State Milk Board		34 MoReg 1790		
2 CSR 80-2.060	State Milk Board		34 MoReg 1790		
2 CSR 80-2.070	State Milk Board		34 MoReg 1790		
2 CSR 80-2.080	State Milk Board		34 MoReg 1793		
2 CSR 80-2.091	State Milk Board		34 MoReg 1793		
2 CSR 80-2.101	State Milk Board		34 MoReg 1794		
2 CSR 80-2.110	State Milk Board		34 MoReg 1794		
2 CSR 80-2.121	State Milk Board		34 MoReg 1794		
2 CSR 80-2.130	State Milk Board		34 MoReg 1795		
2 CSR 80-2.141	State Milk Board		34 MoReg 1795		
2 CSR 80-2.151	State Milk Board		34 MoReg 1796		
2 CSR 80-2.161	State Milk Board		34 MoReg 1796		
2 CSR 80-2.170	State Milk Board		34 MoReg 1796		
2 CSR 90-10	Weights and Measures				33 MoReg 1193 34 MoReg 1949
	<b>DEPARTMENT OF CONSERVATION</b>				
3 CSR 10-5.205	Conservation Commission		34 MoReg 1275	34 MoReg 1740	
3 CSR 10-5.215	Conservation Commission		34 MoReg 1275	34 MoReg 1740	
3 CSR 10-5.435	Conservation Commission		34 MoReg 1985		
3 CSR 10-7.440	Conservation Commission		N.A.	34 MoReg 1740	
			N.A.	34 MoReg 2002	
3 CSR 10-9.442	Conservation Commission		N.A.	34 MoReg 2003	
3 CSR 10-20.805	Conservation Commission		34 MoReg 1276	34 MoReg 1741	
	<b>DEPARTMENT OF ECONOMIC DEVELOPMENT</b>				
4 CSR 240-2.020	Public Service Commission		34 MoReg 1175R	34 MoReg 1938R	
4 CSR 240-3.240	Public Service Commission		34 MoReg 842R	34 MoReg 1741R	
4 CSR 240-3.330	Public Service Commission		34 MoReg 842R	34 MoReg 1741R	
4 CSR 240-3.440	Public Service Commission		34 MoReg 843R	34 MoReg 1741R	
4 CSR 240-3.635	Public Service Commission		34 MoReg 843R	34 MoReg 1741R	
4 CSR 240-20.065	Public Service Commission		34 MoReg 659	34 MoReg 1938	
4 CSR 240-126.010	Public Service Commission		34 MoReg 1176	34 MoReg 1940	
4 CSR 240-126.020	Public Service Commission		34 MoReg 1176	34 MoReg 1940	
	<b>DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION</b>				
5 CSR 30-4.030	Division of Administrative and Financial Services		34 MoReg 1177R 34 MoReg 1178	34 MoReg 2003R 34 MoReg 2004	
5 CSR 50-345.105	Division of School Improvement		This Issue		
5 CSR 50-345.205	Division of School Improvement		This Issue		
	<b>DEPARTMENT OF HIGHER EDUCATION</b>				
6 CSR 10-3.010	Commissioner of Higher Education		34 MoReg 1481		
	<b>DEPARTMENT OF TRANSPORTATION</b>				
7 CSR 10-11.010	Missouri Highways and Transportation Commission		34 MoReg 1483		
7 CSR 10-11.020	Missouri Highways and Transportation Commission		34 MoReg 1484R 34 MoReg 1484		
7 CSR 10-11.030	Missouri Highways and Transportation Commission		34 MoReg 1487R 34 MoReg 1487		
7 CSR 10-25.010	Missouri Highways and Transportation Commission				34 MoReg 1949
7 CSR 60-2.010	Highway Safety Division	34 MoReg 1321	34 MoReg 1340		
7 CSR 60-2.020	Highway Safety Division		34 MoReg 1341		
7 CSR 60-2.030	Highway Safety Division	34 MoReg 1322	34 MoReg 1342		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
7 CSR 60-2.040	Highway Safety Division	34 MoReg 1324	34 MoReg 1347		
7 CSR 60-2.050	Highway Safety Division		34 MoReg 1348		
7 CSR 60-2.060	Highway Safety Division		34 MoReg 1349		
<b>DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS</b>					
8 CSR 10-2.010	Division of Employment Security		34 MoReg 1985		
8 CSR 10-3.140	Division of Employment Security		This Issue		
8 CSR 30-6.010	Division of Labor Standards	34 MoReg 1393	34 MoReg 1398		
8 CSR 60-1.010	Missouri Commission on Human Rights		34 MoReg 763	34 MoReg 1680	
8 CSR 60-2.065	Missouri Commission on Human Rights		34 MoReg 763	34 MoReg 1680	
8 CSR 60-2.130	Missouri Commission on Human Rights		34 MoReg 764	34 MoReg 1680	
8 CSR 60-2.150	Missouri Commission on Human Rights		34 MoReg 765	34 MoReg 1680	
8 CSR 60-2.200	Missouri Commission on Human Rights		34 MoReg 765	34 MoReg 1681	
8 CSR 60-2.210	Missouri Commission on Human Rights		34 MoReg 765	34 MoReg 1681	
8 CSR 60-4.015	Missouri Commission on Human Rights		34 MoReg 766	34 MoReg 1681	
8 CSR 60-4.020	Missouri Commission on Human Rights		34 MoReg 766	34 MoReg 1681	
8 CSR 60-4.030	Missouri Commission on Human Rights		34 MoReg 766	34 MoReg 1681	
<b>DEPARTMENT OF MENTAL HEALTH</b>					
9 CSR 30-4.0432	Certification Standards		34 MoReg 1986		
<b>DEPARTMENT OF NATURAL RESOURCES</b>					
10 CSR 10-5.570	Air Conservation Commission		34 MoReg 199	34 MoReg 1681	
10 CSR 10-6.045	Air Conservation Commission		34 MoReg 205	34 MoReg 1691	
10 CSR 10-6.120	Air Conservation Commission		34 MoReg 206	34 MoReg 1691	
10 CSR 10-6.260	Air Conservation Commission		34 MoReg 208	34 MoReg 1692	
10 CSR 10-6.320	Air Conservation Commission		34 MoReg 212R	34 MoReg 1698R	
10 CSR 10-6.362	Air Conservation Commission		34 MoReg 1541		
10 CSR 10-6.364	Air Conservation Commission		34 MoReg 1548		
10 CSR 10-6.366	Air Conservation Commission		34 MoReg 1552		
10 CSR 10-6.390	Air Conservation Commission		This Issue		
10 CSR 20-4.040	Clean Water Commission	34 MoReg 1326	34 MoReg 1398		
10 CSR 20-4.061	Clean Water Commission		34 MoReg 767		
10 CSR 20-6.010	Clean Water Commission		34 MoReg 772		
10 CSR 20-6.200	Clean Water Commission		34 MoReg 377	34 MoReg 2004	
10 CSR 20-7.031	Clean Water Commission	33 MoReg 2415	34 MoReg 379	34 MoReg 2006	
10 CSR 20-10.010	Clean Water Commission ( <i>Changed to 10 CSR 26-2.010</i> )		34 MoReg 843		
10 CSR 20-10.011	Clean Water Commission ( <i>Changed to 10 CSR 26-2.011</i> )		34 MoReg 845		
10 CSR 20-10.012	Clean Water Commission ( <i>Changed to 10 CSR 26-2.012</i> )		34 MoReg 845		
10 CSR 20-10.020	Clean Water Commission ( <i>Changed to 10 CSR 26-2.020</i> )		34 MoReg 847		
10 CSR 20-10.021	Clean Water Commission ( <i>Changed to 10 CSR 26-2.021</i> )		34 MoReg 849		
10 CSR 20-10.022	Clean Water Commission ( <i>Changed to 10 CSR 26-2.022</i> )		34 MoReg 849		
10 CSR 20-10.030	Clean Water Commission ( <i>Changed to 10 CSR 26-2.030</i> )		34 MoReg 850		
10 CSR 20-10.031	Clean Water Commission ( <i>Changed to 10 CSR 26-2.031</i> )		34 MoReg 851		
10 CSR 20-10.032	Clean Water Commission ( <i>Changed to 10 CSR 26-2.032</i> )		34 MoReg 851		
10 CSR 20-10.033	Clean Water Commission ( <i>Changed to 10 CSR 26-2.033</i> )		34 MoReg 851		
10 CSR 20-10.034	Clean Water Commission ( <i>Changed to 10 CSR 26-2.034</i> )		34 MoReg 852		
10 CSR 20-10.040	Clean Water Commission ( <i>Changed to 10 CSR 26-2.040</i> )		34 MoReg 853		
10 CSR 20-10.041	Clean Water Commission ( <i>Changed to 10 CSR 26-2.041</i> )		34 MoReg 854		
10 CSR 20-10.042	Clean Water Commission ( <i>Changed to 10 CSR 26-2.042</i> )		34 MoReg 854		
10 CSR 20-10.043	Clean Water Commission ( <i>Changed to 10 CSR 26-2.043</i> )		34 MoReg 855		
10 CSR 20-10.044	Clean Water Commission ( <i>Changed to 10 CSR 26-2.044</i> )		34 MoReg 857		
10 CSR 20-10.045	Clean Water Commission ( <i>Changed to 10 CSR 26-2.045</i> )		34 MoReg 857		
10 CSR 20-10.050	Clean Water Commission ( <i>Changed to 10 CSR 26-2.050</i> )		34 MoReg 858		
10 CSR 20-10.051	Clean Water Commission ( <i>Changed to 10 CSR 26-2.051</i> )		34 MoReg 862		
10 CSR 20-10.052	Clean Water Commission ( <i>Changed to 10 CSR 26-2.052</i> )		34 MoReg 862		
10 CSR 20-10.053	Clean Water Commission ( <i>Changed to 10 CSR 26-2.053</i> )		34 MoReg 863		
10 CSR 20-10.060	Clean Water Commission ( <i>Changed to 10 CSR 26-2.070</i> )		34 MoReg 866		



Rule Number	Agency	Emergency	Proposed	Order	In Addition
10 CSR 20-10.061	Clean Water Commission ( <i>Changed to 10 CSR 26-2.071</i> )		34 MoReg 866		
10 CSR 20-10.062	Clean Water Commission ( <i>Changed to 10 CSR 26-2.072</i> )		34 MoReg 871		
10 CSR 20-10.063	Clean Water Commission ( <i>Changed to 10 CSR 26-2.073</i> )		34 MoReg 877		
10 CSR 20-10.064	Clean Water Commission ( <i>Changed to 10 CSR 26-2.074</i> )		34 MoReg 877		
10 CSR 20-10.065	Clean Water Commission		34 MoReg 884R		
10 CSR 20-10.066	Clean Water Commission		34 MoReg 884R		
10 CSR 20-10.067	Clean Water Commission		34 MoReg 884R		
10 CSR 20-10.068	Clean Water Commission		34 MoReg 885R		
10 CSR 20-10.070	Clean Water Commission ( <i>Changed to 10 CSR 26-2.060</i> )		34 MoReg 885		
10 CSR 20-10.071	Clean Water Commission ( <i>Changed to 10 CSR 26-2.061</i> )		34 MoReg 885		
10 CSR 20-10.072	Clean Water Commission ( <i>Changed to 10 CSR 26-2.062</i> )		34 MoReg 886		
10 CSR 20-10.073	Clean Water Commission ( <i>Changed to 10 CSR 26-2.063</i> )		34 MoReg 890		
10 CSR 20-10.074	Clean Water Commission ( <i>Changed to 10 CSR 26-2.064</i> )		34 MoReg 890		
10 CSR 20-11.090	Clean Water Commission ( <i>Changed to 10 CSR 26-3.090</i> )		34 MoReg 890		
10 CSR 20-11.091	Clean Water Commission ( <i>Changed to 10 CSR 26-3.091</i> )		34 MoReg 891		
10 CSR 20-11.092	Clean Water Commission ( <i>Changed to 10 CSR 26-3.092</i> )		34 MoReg 891		
10 CSR 20-11.093	Clean Water Commission ( <i>Changed to 10 CSR 26-3.093</i> )		34 MoReg 892		
10 CSR 20-11.094	Clean Water Commission ( <i>Changed to 10 CSR 26-3.094</i> )		34 MoReg 892		
10 CSR 20-11.095	Clean Water Commission ( <i>Changed to 10 CSR 26-3.095</i> )		34 MoReg 896		
10 CSR 20-11.096	Clean Water Commission ( <i>Changed to 10 CSR 26-3.096</i> )		34 MoReg 897		
10 CSR 20-11.097	Clean Water Commission ( <i>Changed to 10 CSR 26-3.097</i> )		34 MoReg 900		
10 CSR 20-11.098	Clean Water Commission ( <i>Changed to 10 CSR 26-3.098</i> )		34 MoReg 903		
10 CSR 20-11.099	Clean Water Commission ( <i>Changed to 10 CSR 26-3.099</i> )		34 MoReg 906		
10 CSR 20-11.101	Clean Water Commission ( <i>Changed to 10 CSR 26-3.101</i> )		34 MoReg 908		
10 CSR 20-11.102	Clean Water Commission ( <i>Changed to 10 CSR 26-3.102</i> )		34 MoReg 908		
10 CSR 20-11.103	Clean Water Commission ( <i>Changed to 10 CSR 26-3.103</i> )		34 MoReg 909		
10 CSR 20-11.104	Clean Water Commission ( <i>Changed to 10 CSR 26-3.104</i> )		34 MoReg 914		
10 CSR 20-11.105	Clean Water Commission ( <i>Changed to 10 CSR 26-3.105</i> )		34 MoReg 914		
10 CSR 20-11.106	Clean Water Commission ( <i>Changed to 10 CSR 26-3.106</i> )		34 MoReg 915		
10 CSR 20-11.107	Clean Water Commission ( <i>Changed to 10 CSR 26-3.107</i> )		34 MoReg 915		
10 CSR 20-11.108	Clean Water Commission ( <i>Changed to 10 CSR 26-3.108</i> )		34 MoReg 918		
10 CSR 20-11.109	Clean Water Commission ( <i>Changed to 10 CSR 26-3.109</i> )		34 MoReg 920		
10 CSR 20-11.110	Clean Water Commission ( <i>Changed to 10 CSR 26-3.110</i> )		34 MoReg 920		
10 CSR 20-11.111	Clean Water Commission ( <i>Changed to 10 CSR 26-3.111</i> )		34 MoReg 921		
10 CSR 20-11.112	Clean Water Commission ( <i>Changed to 10 CSR 26-3.112</i> )		34 MoReg 921		
10 CSR 20-11.113	Clean Water Commission ( <i>Changed to 10 CSR 26-3.113</i> )		34 MoReg 925		
10 CSR 20-11.114	Clean Water Commission ( <i>Changed to 10 CSR 26-3.114</i> )		34 MoReg 928		
10 CSR 20-11.115	Clean Water Commission ( <i>Changed to 10 CSR 26-3.115</i> )		34 MoReg 935		
10 CSR 20-13.080	Clean Water Commission ( <i>Changed to 10 CSR 26-4.080</i> )		34 MoReg 937		
10 CSR 20-15.010	Clean Water Commission ( <i>Changed to 10 CSR 26-5.010</i> )		34 MoReg 937		
10 CSR 20-15.020	Clean Water Commission ( <i>Changed to 10 CSR 26-5.020</i> )		34 MoReg 938		
10 CSR 20-15.030	Clean Water Commission ( <i>Changed to 10 CSR 26-5.030</i> )		34 MoReg 938		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
10 CSR 25-18.010	Hazardous Waste Management Commission		34 MoReg 527	34 MoReg 1940	
10 CSR 25-19.010	Hazardous Waste Management Commission	34 MoReg 1535	34 MoReg 1553		
10 CSR 26-1.010	Petroleum and Hazardous Substance Storage Tanks		34 MoReg 939		
10 CSR 26-2.010	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.010</i> )		34 MoReg 843		
10 CSR 26-2.011	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.011</i> )		34 MoReg 845		
10 CSR 26-2.012	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.012</i> )		34 MoReg 845		
10 CSR 26-2.020	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.020</i> )		34 MoReg 847		
10 CSR 26-2.021	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.021</i> )		34 MoReg 849		
10 CSR 26-2.022	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.022</i> )		34 MoReg 849		
10 CSR 26-2.030	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.030</i> )		34 MoReg 850		
10 CSR 26-2.031	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.031</i> )		34 MoReg 851		
10 CSR 26-2.032	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.032</i> )		34 MoReg 851		
10 CSR 26-2.033	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.033</i> )		34 MoReg 851		
10 CSR 26-2.034	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.034</i> )		34 MoReg 852		
10 CSR 26-2.040	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.040</i> )		34 MoReg 853		
10 CSR 26-2.041	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.041</i> )		34 MoReg 854		
10 CSR 26-2.042	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.042</i> )		34 MoReg 854		
10 CSR 26-2.043	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.043</i> )		34 MoReg 855		
10 CSR 26-2.044	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.044</i> )		34 MoReg 857		
10 CSR 26-2.045	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.045</i> )		34 MoReg 857		
10 CSR 26-2.050	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.050</i> )		34 MoReg 858		
10 CSR 26-2.051	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.051</i> )		34 MoReg 862		
10 CSR 26-2.052	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.052</i> )		34 MoReg 862		
10 CSR 26-2.053	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.053</i> )		34 MoReg 863		
10 CSR 26-2.060	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.070</i> )		34 MoReg 885		
10 CSR 26-2.061	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.071</i> )		34 MoReg 885		
10 CSR 26-2.062	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.072</i> )		34 MoReg 886		
10 CSR 26-2.063	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.073</i> )		34 MoReg 890		
10 CSR 26-2.064	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.074</i> )		34 MoReg 890		
10 CSR 26-2.070	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.060</i> )		34 MoReg 866		
10 CSR 26-2.071	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.061</i> )		34 MoReg 866		
10 CSR 26-2.072	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.062</i> )		34 MoReg 871		
10 CSR 26-2.073	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.063</i> )		34 MoReg 877		
10 CSR 26-2.074	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-10.064</i> )		34 MoReg 877		
10 CSR 26-2.075	Petroleum and Hazardous Substance Storage Tanks		34 MoReg 939		
10 CSR 26-2.076	Petroleum and Hazardous Substance Storage Tanks		34 MoReg 956		
10 CSR 26-2.077	Petroleum and Hazardous Substance Storage Tanks		34 MoReg 968		
10 CSR 26-2.078	Petroleum and Hazardous Substance Storage Tanks		34 MoReg 978		
10 CSR 26-2.079	Petroleum and Hazardous Substance Storage Tanks		34 MoReg 991		
10 CSR 26-2.080	Petroleum and Hazardous Substance Storage Tanks		34 MoReg 1004		
10 CSR 26-2.081	Petroleum and Hazardous Substance Storage Tanks		34 MoReg 1009		
10 CSR 26-2.082	Petroleum and Hazardous Substance Storage Tanks		34 MoReg 1020		
10 CSR 26-3.090	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-11.090</i> )		34 MoReg 890		
10 CSR 26-3.091	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-11.091</i> )		34 MoReg 891		
10 CSR 26-3.092	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-11.092</i> )		34 MoReg 891		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
10 CSR 26-3.093	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-11.093</i> )		34 MoReg 892		
10 CSR 26-3.094	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-11.094</i> )		34 MoReg 892		
10 CSR 26-3.095	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-11.095</i> )		34 MoReg 896		
10 CSR 26-3.096	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-11.096</i> )		34 MoReg 897		
10 CSR 26-3.097	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-11.097</i> )		34 MoReg 900		
10 CSR 26-3.098	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-11.098</i> )		34 MoReg 903		
10 CSR 26-3.099	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-11.099</i> )		34 MoReg 906		
10 CSR 26-3.101	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-11.101</i> )		34 MoReg 908		
10 CSR 26-3.102	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-11.102</i> )		34 MoReg 908		
10 CSR 26-3.103	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-11.103</i> )		34 MoReg 909		
10 CSR 26-3.104	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-11.104</i> )		34 MoReg 914		
10 CSR 26-3.105	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-11.105</i> )		34 MoReg 914		
10 CSR 26-3.106	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-11.106</i> )		34 MoReg 915		
10 CSR 26-3.107	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-11.107</i> )		34 MoReg 915		
10 CSR 26-3.108	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-11.108</i> )		34 MoReg 918		
10 CSR 26-3.109	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-11.109</i> )		34 MoReg 920		
10 CSR 26-3.110	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-11.110</i> )		34 MoReg 920		
10 CSR 26-3.111	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-11.111</i> )		34 MoReg 921		
10 CSR 26-3.112	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-11.112</i> )		34 MoReg 921		
10 CSR 26-3.113	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-11.113</i> )		34 MoReg 925		
10 CSR 26-3.114	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-11.114</i> )		34 MoReg 928		
10 CSR 26-3.115	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-11.115</i> )		34 MoReg 935		
10 CSR 26-4.080	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-13.080</i> )		34 MoReg 937		
10 CSR 26-5.010	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-15.010</i> )		34 MoReg 937		
10 CSR 26-5.020	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-15.020</i> )		34 MoReg 938		
10 CSR 26-5.030	Petroleum and Hazardous Substance Storage Tanks ( <i>Changed from 10 CSR 20-15.030</i> )		34 MoReg 938		
10 CSR 60-2.015	Safe Drinking Water Commission		33 MoReg 1964 34 MoReg 667	34 MoReg 2104	
10 CSR 60-4.052	Safe Drinking Water Commission		33 MoReg 1967 34 MoReg 671	34 MoReg 2104	
10 CSR 60-4.090	Safe Drinking Water Commission		33 MoReg 1991 34 MoReg 695	34 MoReg 2104	
10 CSR 60-4.092	Safe Drinking Water Commission		33 MoReg 1996 34 MoReg 701	34 MoReg 2104	
10 CSR 60-4.094	Safe Drinking Water Commission		33 MoReg 1996 34 MoReg 701	34 MoReg 2104	
10 CSR 60-5.010	Safe Drinking Water Commission		33 MoReg 2006 34 MoReg 711	34 MoReg 2105	
10 CSR 60-7.010	Safe Drinking Water Commission		33 MoReg 2006 34 MoReg 711	34 MoReg 2105	
10 CSR 60-8.010	Safe Drinking Water Commission		33 MoReg 2010 34 MoReg 715	34 MoReg 2105	
10 CSR 60-8.030	Safe Drinking Water Commission		33 MoReg 2014 34 MoReg 719	34 MoReg 2105	
10 CSR 60-9.010	Safe Drinking Water Commission		33 MoReg 2018 34 MoReg 723	34 MoReg 2106	
10 CSR 60-13.020	Safe Drinking Water Commission	34 MoReg 1393	34 MoReg 1561		
10 CSR 70-5.010	Soil and Water Districts Commission	34 MoReg 1779			
10 CSR 70-5.020	Soil and Water Districts Commission	34 MoReg 1780			
10 CSR 70-5.030	Soil and Water Districts Commission	34 MoReg 1782			
10 CSR 70-5.040	Soil and Water Districts Commission	34 MoReg 1783			
10 CSR 70-5.050	Soil and Water Districts Commission	34 MoReg 1785			
10 CSR 70-5.060	Soil and Water Districts Commission	34 MoReg 1786			

Rule Number	Agency	Emergency	Proposed	Order	In Addition
10 CSR 100-4.020	Petroleum Storage Tank Insurance Fund Board of Trustees		34 MoReg 1182	34 MoReg 2106	
<b>DEPARTMENT OF PUBLIC SAFETY</b>					
11 CSR 40-2.010	Division of Fire Safety		34 MoReg 1570		
11 CSR 40-2.015	Division of Fire Safety		34 MoReg 1572		
11 CSR 40-2.022	Division of Fire Safety		34 MoReg 1573		
11 CSR 40-2.030	Division of Fire Safety		34 MoReg 1574		
11 CSR 40-2.040	Division of Fire Safety		34 MoReg 1575		
11 CSR 40-2.061	Division of Fire Safety		34 MoReg 1578		
11 CSR 45-4.020	Missouri Gaming Commission		34 MoReg 1797		
11 CSR 45-4.190	Missouri Gaming Commission		34 MoReg 1797		
11 CSR 45-4.200	Missouri Gaming Commission		34 MoReg 1797		
11 CSR 45-4.500	Missouri Gaming Commission		34 MoReg 1798		
11 CSR 45-4.510	Missouri Gaming Commission		34 MoReg 1798		
11 CSR 45-4.520	Missouri Gaming Commission		34 MoReg 1801		
11 CSR 45-4.530	Missouri Gaming Commission		34 MoReg 1801		
11 CSR 45-4.540	Missouri Gaming Commission		34 MoReg 1802		
11 CSR 45-5.100	Missouri Gaming Commission		34 MoReg 1578		
11 CSR 50-2.320	Missouri State Highway Patrol		34 MoReg 1990		
11 CSR 80-5.010	Missouri State Water Patrol		34 MoReg 282		
<b>DEPARTMENT OF REVENUE</b>					
12 CSR 10-3.562	Director of Revenue		34 MoReg 1729R		
12 CSR 30-2.018	State Tax Commission		34 MoReg 1276	This Issue	
12 CSR 30-3.010	State Tax Commission		34 MoReg 1276	This Issue	
<b>DEPARTMENT OF SOCIAL SERVICES</b>					
13 CSR 70-3.030	MO HealthNet Division		34 MoReg 1990		
13 CSR 70-3.100	MO HealthNet Division		34 MoReg 1993		
13 CSR 70-3.120	MO HealthNet Division		34 MoReg 1350	This Issue	
13 CSR 70-3.170	MO HealthNet Division	34 MoReg 1537	34 MoReg 1578		
13 CSR 70-4.090	MO HealthNet Division		34 MoReg 1350	This Issue	
13 CSR 70-10.016	MO HealthNet Division		34 MoReg 1582		
13 CSR 70-10.110	MO HealthNet Division		34 MoReg 1586		
13 CSR 70-15.010	MO HealthNet Division		34 MoReg 1802		
13 CSR 70-15.110	MO HealthNet Division	34 MoReg 1538	34 MoReg 1588		
13 CSR 70-20.034	MO HealthNet Division		34 MoReg 1994		
13 CSR 70-20.320	MO HealthNet Division		34 MoReg 1590		
13 CSR 70-35.010	MO HealthNet Division		34 MoReg 1994		
13 CSR 70-40.010	MO HealthNet Division		34 MoReg 1996		
13 CSR 70-55.010	MO HealthNet Division		34 MoReg 1353	This Issue	
13 CSR 70-90.010	MO HealthNet Division		34 MoReg 1998		
13 CSR 70-90.020	MO HealthNet Division		34 MoReg 2000		
13 CSR 70-95.010	MO HealthNet Division		34 MoReg 2000		
<b>ELECTED OFFICIALS</b>					
15 CSR 30-45.040	Secretary of State		34 MoReg 1488		
15 CSR 30-50.010	Secretary of State		34 MoReg 1408		
15 CSR 30-50.030	Secretary of State		34 MoReg 1408		
15 CSR 30-51.030	Secretary of State		34 MoReg 1409		
15 CSR 30-51.171	Secretary of State		34 MoReg 1409		
15 CSR 30-53.010	Secretary of State		34 MoReg 1409		
15 CSR 30-59.010	Secretary of State		34 MoReg 1410		
<b>RETIREMENT SYSTEMS</b>					
16 CSR 50-2.035	The County Employees' Retirement Fund		This Issue		
16 CSR 50-10.050	The County Employees' Retirement Fund		34 MoReg 1024	34 MoReg 1742	
<b>DEPARTMENT OF HEALTH AND SENIOR SERVICES</b>					
19 CSR 30-40.342	Division of Regulation and Licensure		34 MoReg 289		
			This Issue		
19 CSR 30-70.650	Division of Regulation and Licensure		34 MoReg 1729		
19 CSR 60-50	Missouri Health Facilities Review Committee				34 MoReg 1701 34 MoReg 1950 This Issue
<b>DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION</b>					
20 CSR	Construction Claims Binding Arbitration Cap				33 MoReg 150 33 MoReg 2446
20 CSR	Medical Malpractice				31 MoReg 616 32 MoReg 545
20 CSR	Sovereign Immunity Limits				31 MoReg 2019 33 MoReg 150 33 MoReg 2446
20 CSR	State Legal Expense Fund Cap				32 MoReg 668 33 MoReg 150 33 MoReg 2446

Rule Number	Agency	Emergency	Proposed	Order	In Addition
20 CSR 200-1.005	Insurance Solvency and Company Regulation		34 MoReg 1738		
20 CSR 200-1.030	Insurance Solvency and Company Regulation		34 MoReg 1738		
20 CSR 200-1.105	Insurance Solvency and Company Regulation		This Issue		
20 CSR 400-2.200	Life, Annuities and Health		34 MoReg 542		
20 CSR 400-3.650	Life, Annuities and Health	34 MoReg 1539	34 MoReg 1805		
20 CSR 2015-1.030	Acupuncturist Advisory Committee	34 MoReg 1173			
20 CSR 2030-2.010	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		34 MoReg 1182	34 MoReg 1742	
20 CSR 2030-2.040	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		34 MoReg 1921		
20 CSR 2030-11.025	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		34 MoReg 1183	34 MoReg 1742	
20 CSR 2030-11.035	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		34 MoReg 1185	34 MoReg 1742	
20 CSR 2030-21.010	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		34 MoReg 1921		
20 CSR 2070-2.031	State Board of Chiropractic Examiners		This Issue		
20 CSR 2070-2.080	State Board of Chiropractic Examiners		This Issue		
20 CSR 2070-2.081	State Board of Chiropractic Examiners		This Issue		
20 CSR 2070-2.090	State Board of Chiropractic Examiners		This Issue		
20 CSR 2070-4.010	State Board of Chiropractic Examiners		This IssueR		
20 CSR 2070-4.020	State Board of Chiropractic Examiners		This IssueR		
20 CSR 2070-4.030	State Board of Chiropractic Examiners		This IssueR		
20 CSR 2085-3.010	Board of Cosmetology and Barber Examiners	34 MoReg 1459	34 MoReg 1024 34 MoReg 1921	34 MoReg 1743	
20 CSR 2085-5.010	Board of Cosmetology and Barber Examiners		34 MoReg 1187	34 MoReg 1743	
20 CSR 2085-6.010	Board of Cosmetology and Barber Examiners		34 MoReg 1187	34 MoReg 1743	
20 CSR 2085-7.010	Board of Cosmetology and Barber Examiners		34 MoReg 1187	34 MoReg 1743	
20 CSR 2085-7.050	Board of Cosmetology and Barber Examiners		34 MoReg 1188	34 MoReg 1743	
20 CSR 2085-8.030	Board of Cosmetology and Barber Examiners		34 MoReg 1188	34 MoReg 1743	
20 CSR 2085-8.040	Board of Cosmetology and Barber Examiners		34 MoReg 1189	34 MoReg 1744	
20 CSR 2085-8.060	Board of Cosmetology and Barber Examiners		34 MoReg 1189	34 MoReg 1744	
20 CSR 2085-9.010	Board of Cosmetology and Barber Examiners		34 MoReg 1189	34 MoReg 1744	
20 CSR 2085-9.020	Board of Cosmetology and Barber Examiners		34 MoReg 1925		
20 CSR 2085-10.010	Board of Cosmetology and Barber Examiners		34 MoReg 1190	34 MoReg 1744	
20 CSR 2085-10.020	Board of Cosmetology and Barber Examiners		34 MoReg 1192	34 MoReg 1745	
20 CSR 2085-10.060	Board of Cosmetology and Barber Examiners		34 MoReg 1194R 34 MoReg 1194	34 MoReg 1745R 34 MoReg 1745	
20 CSR 2085-11.020	Board of Cosmetology and Barber Examiners		34 MoReg 1195	34 MoReg 1745	
20 CSR 2085-12.010	Board of Cosmetology and Barber Examiners		34 MoReg 1195	34 MoReg 1948	
20 CSR 2085-12.040	Board of Cosmetology and Barber Examiners		34 MoReg 1928		
20 CSR 2085-12.060	Board of Cosmetology and Barber Examiners		34 MoReg 1195	34 MoReg 1745	
20 CSR 2085-12.070	Board of Cosmetology and Barber Examiners		34 MoReg 1928		
20 CSR 2085-12.080	Board of Cosmetology and Barber Examiners		34 MoReg 1928		
20 CSR 2110-2.120	Missouri Dental Board		34 MoReg 1592		
20 CSR 2120-1.040	State Board of Embalmers and Funeral Directors		34 MoReg 1929		
20 CSR 2120-2.010	State Board of Embalmers and Funeral Directors		34 MoReg 1929		
20 CSR 2120-2.040	State Board of Embalmers and Funeral Directors		34 MoReg 1930		
20 CSR 2120-2.060	State Board of Embalmers and Funeral Directors		34 MoReg 1930		
20 CSR 2120-2.070	State Board of Embalmers and Funeral Directors		34 MoReg 1196	34 MoReg 1948	
20 CSR 2120-2.071	State Board of Embalmers and Funeral Directors		34 MoReg 1196	34 MoReg 1948	
20 CSR 2120-3.100	State Board of Embalmers and Funeral Directors	This Issue			
20 CSR 2145-1.040	Missouri Board of Geologist Registration		34 MoReg 1028	34 MoReg 1745	
20 CSR 2145-2.030	Missouri Board of Geologist Registration		This Issue		
20 CSR 2145-2.040	Missouri Board of Geologist Registration		This Issue		
20 CSR 2150-2.100	State Board of Registration for the Healing Arts		This Issue		
20 CSR 2150-2.155	State Board of Registration for the Healing Arts		This Issue		
20 CSR 2150-3.010	State Board of Registration for the Healing Arts		34 MoReg 1030	This Issue	
20 CSR 2150-3.020	State Board of Registration for the Healing Arts		34 MoReg 1035	This Issue	
20 CSR 2150-3.030	State Board of Registration for the Healing Arts		34 MoReg 1037R 34 MoReg 1037	This IssueR This Issue	
20 CSR 2150-3.040	State Board of Registration for the Healing Arts		34 MoReg 1040R 34 MoReg 1040	This IssueR This Issue	
20 CSR 2150-3.050	State Board of Registration for the Healing Arts		34 MoReg 1044R 34 MoReg 1044	This IssueR This Issue	
20 CSR 2150-3.053	State Board of Registration for the Healing Arts		34 MoReg 1048	This Issue	
20 CSR 2150-3.055	State Board of Registration for the Healing Arts		34 MoReg 1053	This Issue	
20 CSR 2150-3.057	State Board of Registration for the Healing Arts		34 MoReg 1058	This Issue	
20 CSR 2150-3.060	State Board of Registration for the Healing Arts		34 MoReg 1064R 34 MoReg 1064	This IssueR This Issue	
20 CSR 2150-3.063	State Board of Registration for the Healing Arts		34 MoReg 1067	This Issue	
20 CSR 2150-3.066	State Board of Registration for the Healing Arts		34 MoReg 1073	This Issue	
20 CSR 2150-3.080	State Board of Registration for the Healing Arts		34 MoReg 1077	This Issue	
20 CSR 2150-3.085	State Board of Registration for the Healing Arts		34 MoReg 1077	This Issue	
20 CSR 2150-3.090	State Board of Registration for the Healing Arts		34 MoReg 1082	This Issue	
20 CSR 2150-3.100	State Board of Registration for the Healing Arts		34 MoReg 1082	This Issue	
20 CSR 2150-3.110	State Board of Registration for the Healing Arts		34 MoReg 1086	This Issue	
20 CSR 2150-3.120	State Board of Registration for the Healing Arts		34 MoReg 1086	This Issue	

Rule Number	Agency	Emergency	Proposed	Order	In Addition
20 CSR 2150-3.150	State Board of Registration for the Healing Arts		34 MoReg 1087R	This IssueR	
20 CSR 2150-3.153	State Board of Registration for the Healing Arts		34 MoReg 1087	This Issue	
20 CSR 2150-3.160	State Board of Registration for the Healing Arts		34 MoReg 1092	This Issue	
20 CSR 2150-3.163	State Board of Registration for the Healing Arts		34 MoReg 1097	This Issue	
20 CSR 2150-3.165	State Board of Registration for the Healing Arts		34 MoReg 1097	This Issue	
20 CSR 2150-3.170	State Board of Registration for the Healing Arts		34 MoReg 1102	This Issue	
20 CSR 2150-3.180	State Board of Registration for the Healing Arts		34 MoReg 1108	This Issue	
20 CSR 2150-3.201	State Board of Registration for the Healing Arts		34 MoReg 1108	This Issue	
20 CSR 2150-3.203	State Board of Registration for the Healing Arts		34 MoReg 1112	This Issue	
20 CSR 2150-4.053	State Board of Registration for the Healing Arts		This Issue		
20 CSR 2150-5.020	State Board of Registration for the Healing Arts		34 MoReg 128	34 MoReg 1355W	
20 CSR 2150-7.135	State Board of Registration for the Healing Arts		34 MoReg 2001		
20 CSR 2150-7.136	State Board of Registration for the Healing Arts		34 MoReg 1197	34 MoReg 1746	
20 CSR 2197-2.030	Board of Therapeutic Massage		34 MoReg 1197	34 MoReg 1746	
20 CSR 2197-4.010	Board of Therapeutic Massage		This Issue		
20 CSR 2197-4.030	Board of Therapeutic Massage		This IssueR		
20 CSR 2197-4.040	Board of Therapeutic Massage		This Issue		
20 CSR 2200-4.010	State Board of Nursing		This Issue		
20 CSR 2200-4.020	State Board of Nursing		34 MoReg 1112	34 MoReg 1746	
20 CSR 2205-1.050	Missouri Board of Occupational Therapy	34 MoReg 1173	This Issue		
20 CSR 2220-2.175	State Board of Pharmacy		This Issue		
20 CSR 2220-2.700	State Board of Pharmacy		This Issue		
20 CSR 2232-2.040	Missouri State Committee of Interpreters		This Issue		
20 CSR 2234-1.010	Board of Private Investigator Examiners		34 MoReg 1593		
20 CSR 2234-1.020	Board of Private Investigator Examiners		34 MoReg 1594		
20 CSR 2234-1.030	Board of Private Investigator Examiners		34 MoReg 1597		
20 CSR 2234-1.040	Board of Private Investigator Examiners		34 MoReg 1600		
20 CSR 2234-1.050	Board of Private Investigator Examiners		34 MoReg 1603		
20 CSR 2234-2.010	Board of Private Investigator Examiners		34 MoReg 1603		
20 CSR 2234-2.020	Board of Private Investigator Examiners		34 MoReg 1609		
20 CSR 2234-2.030	Board of Private Investigator Examiners		34 MoReg 1613		
20 CSR 2234-2.040	Board of Private Investigator Examiners		34 MoReg 1617		
20 CSR 2234-3.010	Board of Private Investigator Examiners		34 MoReg 1621		
20 CSR 2234-3.020	Board of Private Investigator Examiners		34 MoReg 1626		
20 CSR 2234-3.030	Board of Private Investigator Examiners		34 MoReg 1630		
20 CSR 2234-3.040	Board of Private Investigator Examiners		34 MoReg 1634		
20 CSR 2234-3.050	Board of Private Investigator Examiners		34 MoReg 1639		
20 CSR 2234-3.060	Board of Private Investigator Examiners		34 MoReg 1641		
20 CSR 2234-3.070	Board of Private Investigator Examiners		34 MoReg 1643		
20 CSR 2234-4.010	Board of Private Investigator Examiners		34 MoReg 1645		
20 CSR 2234-4.020	Board of Private Investigator Examiners		34 MoReg 1650		
20 CSR 2234-4.030	Board of Private Investigator Examiners		34 MoReg 1653		
20 CSR 2234-4.040	Board of Private Investigator Examiners		34 MoReg 1657		
20 CSR 2234-4.050	Board of Private Investigator Examiners		34 MoReg 1661		
20 CSR 2234-5.010	Board of Private Investigator Examiners		34 MoReg 1665		
20 CSR 2234-6.010	Board of Private Investigator Examiners		34 MoReg 1668		
20 CSR 2234-7.010	Board of Private Investigator Examiners		34 MoReg 1674		
20 CSR 2235-1.015	State Committee of Psychologists		34 MoReg 1198	34 MoReg 1746	
20 CSR 2235-2.070	State Committee of Psychologists		34 MoReg 1199	34 MoReg 1746	
20 CSR 2235-2.080	State Committee of Psychologists		34 MoReg 1199	34 MoReg 1747	
20 CSR 2245-1.010	Real Estate Appraisers		This Issue		
20 CSR 2245-3.005	Real Estate Appraisers		34 MoReg 1277R	34 MoReg 2106R	
20 CSR 2245-3.010	Real Estate Appraisers		34 MoReg 1277	34 MoReg 2106	
20 CSR 2245-4.050	Real Estate Appraisers		This Issue		
20 CSR 2245-4.060	Real Estate Appraisers		This Issue		
20 CSR 2245-5.020	Real Estate Appraisers		34 MoReg 1117		
20 CSR 2245-6.015	Real Estate Appraisers		This Issue		
20 CSR 2245-6.040	Real Estate Appraisers		This Issue		
20 CSR 2245-8.010	Real Estate Appraisers		This Issue		
20 CSR 2245-8.030	Real Estate Appraisers		This Issue		
20 CSR 2250-3.010	Missouri Real Estate Commission		This Issue		
20 CSR 2250-4.020	Missouri Real Estate Commission		This Issue		
20 CSR 2250-4.040	Missouri Real Estate Commission		34 MoReg 1200	34 MoReg 1747	
20 CSR 2250-4.050	Missouri Real Estate Commission		34 MoReg 1202	34 MoReg 1747	
20 CSR 2250-4.070	Missouri Real Estate Commission		34 MoReg 1204	34 MoReg 1747	
20 CSR 2250-4.075	Missouri Real Estate Commission		34 MoReg 1206	34 MoReg 1747	
20 CSR 2250-8.030	Missouri Real Estate Commission		34 MoReg 1206	34 MoReg 1747	
20 CSR 2250-8.090	Missouri Real Estate Commission		34 MoReg 1206	34 MoReg 1748	
20 CSR 2250-8.095	Missouri Real Estate Commission		34 MoReg 1207	34 MoReg 1748	
20 CSR 2250-8.096	Missouri Real Estate Commission		34 MoReg 1208	34 MoReg 1748	
20 CSR 2250-8.097	Missouri Real Estate Commission		34 MoReg 1209	34 MoReg 1748	

Rule Number	Agency	Emergency	Proposed	Order	In Addition
20 CSR 2250-8.155	Missouri Real Estate Commission		34 MoReg 1209R	34 MoReg 1748R	
20 CSR 2250-8.200	Missouri Real Estate Commission		34 MoReg 1209	34 MoReg 1748	
20 CSR 2250-8.220	Missouri Real Estate Commission		34 MoReg 1213	34 MoReg 1749	
20 CSR 2250-9.020	Missouri Real Estate Commission		34 MoReg 1213	34 MoReg 1749	
20 CSR 2250-10.100	Missouri Real Estate Commission		This Issue		
20 CSR 2263-1.010	State Committee for Social Workers		34 MoReg 1213	34 MoReg 1749	
20 CSR 2263-1.035	State Committee for Social Workers		This IssueR		
20 CSR 2263-2.020	State Committee for Social Workers		This Issue		
20 CSR 2263-2.022	State Committee for Social Workers		This IssueR		
20 CSR 2263-2.030	State Committee for Social Workers		This Issue		
20 CSR 2263-2.031	State Committee for Social Workers		This IssueR		
20 CSR 2263-2.032	State Committee for Social Workers		This Issue		
20 CSR 2263-2.045	State Committee for Social Workers		This Issue		
20 CSR 2263-2.047	State Committee for Social Workers		This IssueR		
20 CSR 2263-2.050	State Committee for Social Workers		This Issue		
20 CSR 2263-2.052	State Committee for Social Workers		This IssueR		
20 CSR 2263-2.060	State Committee for Social Workers		This Issue		
20 CSR 2263-2.062	State Committee for Social Workers		This IssueR		
20 CSR 2263-2.070	State Committee for Social Workers		This IssueR		
20 CSR 2263-2.072	State Committee for Social Workers		This Issue		
20 CSR 2263-2.075	State Committee for Social Workers		This IssueR		
20 CSR 2263-2.082	State Committee for Social Workers		This Issue		
20 CSR 2263-2.085	State Committee for Social Workers		This IssueR		
20 CSR 2263-2.090	State Committee for Social Workers		This Issue		
20 CSR 2263-3.010	State Committee for Social Workers		This IssueR		
20 CSR 2263-3.020	State Committee for Social Workers		This Issue		
20 CSR 2263-3.040	State Committee for Social Workers		This IssueR		
20 CSR 2263-3.060	State Committee for Social Workers		This Issue		
20 CSR 2263-3.080	State Committee for Social Workers		This IssueR		
20 CSR 2263-3.100	State Committee for Social Workers		This Issue		
20 CSR 2263-3.120	State Committee for Social Workers		This IssueR		
20 CSR 2263-3.140	State Committee for Social Workers		This Issue		
20 CSR 2267-2.010	Office of Tattooing, Body Piercing, and Branding		This IssueR		
20 CSR 2267-2.020	Office of Tattooing, Body Piercing, and Branding		This Issue		
20 CSR 2267-6.030	Office of Tattooing, Body Piercing, and Branding		34 MoReg 1932		
20 CSR 2270-1.021	Missouri Veterinary Medical Board	34 MoReg 1174			
20 CSR 2270-3.020	Missouri Veterinary Medical Board		34 MoReg 1937R		
20 CSR 2270-4.042	Missouri Veterinary Medical Board	34 MoReg 823	34 MoReg 1121	34 MoReg 1749	
			34 MoReg 1214	34 MoReg 1749	
			34 MoReg 1937		

<b>Agency</b>	<b>Publication</b>	<b>Effective</b>	<b>Expiration</b>
<b>Department of Economic Development</b>			
<b>Division of Business and Community Services</b>			
<b>4 CSR 85-6.010</b>	Recovery Zone Bond Allocation, Waiver, and Reallocation	.Nov. 1, 2009 Issue	.Sept.28, 2009 . . .March 26, 2010
<b>Department of Transportation</b>			
<b>Highway Safety Division</b>			
<b>7 CSR 60-2.010</b>	Definitions . . . . .	.34 MoReg 1321 . . . . .	July 1, 2009 . . . .Dec. 30, 2009
<b>7 CSR 60-2.030</b>	Standards and Specifications . . . . .	.34 MoReg 1322 . . . . .	July 1, 2009 . . . .Dec. 30, 2009
<b>7 CSR 60-2.040</b>	Responsibilities of Authorized Service Providers . . . . .	.34 MoReg 1324 . . . . .	July 1, 2009 . . . .Dec. 30, 2009
<b>Department of Labor and Industrial Relations</b>			
<b>Division of Labor Standards</b>			
<b>8 CSR 30-6.010</b>	Reduction in Minimum Wage Based on Physical or Mental Disabilities . . . . .	.34 MoReg 1393 . . . . .	June 11, 2009 . . . .Dec. 7, 2009
<b>Department of Natural Resources</b>			
<b>Clean Water Commission</b>			
<b>10 CSR 20-4.040</b>	State Revolving Fund General Assistance Regulation . . . . .	.34 MoReg 1326 . . . . .	May 22, 2009 . . . .Feb. 25, 2010
<b>Hazardous Waste Management Commission</b>			
<b>10 CSR 25-19.010</b>	Electronics Scrap Management . . . . .	.34 MoReg 1535 . . . . .	July 1, 2009 . . . .Feb. 25, 2010
<b>Safe Drinking Water Commission</b>			
<b>10 CSR 60-13.020</b>	Drinking Water Revolving Fund Loan Program . . . . .	.34 MoReg 1393 . . . . .	May 30, 2009 . . . .Feb. 25, 2010
<b>Soil and Water Districts Commission</b>			
<b>10 CSR 70-5.010</b>	Apportionment of Funds . . . . .	.34 MoReg 1779 . . . . .	Aug. 8, 2009 . . . .Feb. 25, 2010
<b>10 CSR 70-5.020</b>	Application and Eligibility for Funds . . . . .	.34 MoReg 1780 . . . . .	Aug. 8, 2009 . . . .Feb. 25, 2010
<b>10 CSR 70-5.030</b>	Design, Layout and Construction of Proposed Practices; Operation and Maintenance . . . . .	.34 MoReg 1782 . . . . .	Aug. 8, 2009 . . . .Feb. 25, 2010
<b>10 CSR 70-5.040</b>	Rates and Reimbursement Procedures . . . . .	.34 MoReg 1783 . . . . .	Aug. 8, 2009 . . . .Feb. 25, 2010
<b>10 CSR 70-5.050</b>	District Administration of the Program . . . . .	.34 MoReg 1785 . . . . .	Aug. 8, 2009 . . . .Feb. 25, 2010
<b>10 CSR 70-5.060</b>	Commission Administration of the Program . . . . .	.34 MoReg 1786 . . . . .	Aug. 8, 2009 . . . .Feb. 25, 2010
<b>Department of Social Services</b>			
<b>MO HealthNet Division</b>			
<b>13 CSR 70-15.110</b>	Federal Reimbursement Allowance (FRA) . . . . .	.34 MoReg 1538 . . . . .	July 1, 2009 . . . .Dec. 28, 2009
<b>Department of Insurance, Financial Institutions and Professional Registration</b>			
<b>Life, Annuities and Health</b>			
<b>20 CSR 400-3.650</b>	Medicare Supplement Insurance Minimum Standards Act . . . . .	.34 MoReg 1539 . . . . .	July. 1, 2009 . . . .Feb. 25, 2010
<b>Acupuncturist Advisory Committee</b>			
<b>20 CSR 2015-1.030</b>	Fees . . . . .	.34 MoReg 1173 . . . . .	April 19, 2009 . . . .Jan. 27, 2010
<b>Board of Cosmetology and Barber Examiners</b>			
<b>20 CSR 2085-3.010</b>	Fees . . . . .	.34 MoReg 1459 . . . . .	June 18, 2009 . . . .Feb. 25, 2010
<b>Missouri Board of Occupational Therapy</b>			
<b>20 CSR 2205-1.050</b>	Fees . . . . .	.34 MoReg 1173 . . . . .	April 17, 2009 . . . .Jan. 27, 2010
<b>State Board of Embalmers and Funeral Directors</b>			
<b>20 CSR 2120-3.100</b>	Notice of Intent to Apply . . . . .	.This Issue . . . . .	Sept. 7, 2009 . . . .March 5, 2010
<b>Office of Tattooing, Body Piercing, and Branding</b>			
<b>20 CSR 2267-2.020</b>	Fees . . . . .	.34 MoReg 1174 . . . . .	April 17, 2009 . . . .Jan. 27, 2010
<b>Missouri Veterinary Medical Board</b>			
<b>20 CSR 2270-1.021</b>	Fees . . . . .	.34 MoReg 823 . . . . .	April 2, 2009 . . . .Jan. 12, 2010



# Executive Orders

Executive Orders	Subject Matter	Filed Date	Publication
	<b>2009</b>		
09-24	Creates the prompt pay for a healthy Missouri project	September 11, 2009	Next Issue
09-23	Designates members of the governor's staff as having supervisory authority over departments, divisions, or agencies	September 1, 2009	This Issue
09-22	Appoints the Home Building and Residential Energy Efficiency Advisory panel to issue recommendations on energy efficiency measures for the home building sector and consumers	August 20, 2009	This Issue
09-21	Declares a state of emergency exists in the state of Missouri and directs that Missouri State Emergency Operations Plan remain activated	May 14, 2009	34 MoReg 1332
09-20	Gives the director of the Missouri Department of Natural Resources full discretionary authority to temporarily waive or suspend the operation of any statutory or administrative rule or regulation currently in place under his purview in order to best serve the interests of the public health and safety during the period of the emergency and the subsequent recovery period	May 12, 2009	34 MoReg 1331
09-19	Declares a state of emergency exists in the state of Missouri and directs that the Missouri State Emergency Operations Plan be activated	May 8, 2009	34 MoReg 1329
09-18	Orders that all state agencies whose building management falls under the direction of the Office of Administration shall institute policies that will result in reductions of energy consumption of two percent per year for each of the next ten years	April 23, 2009	34 MoReg 1273
09-17	Creates the Transform Missouri Project as well as the Taxpayer Accountability, Compliance, and Transparency Unit, and rescinds Executive Order 09-12	March 31, 2009	34 MoReg 828
09-16	Directs the Department of Corrections to lead a permanent, interagency steering team for the Missouri Reentry Process	March 26, 2009	34 MoReg 826
09-15	Expands the Missouri Automotive Jobs Task Force to consist of 18 members	March 24, 2009	34 MoReg 824
09-14	Designates members of the governor's staff as having supervisory authority over departments, divisions, or agencies	March 5, 2009	34 MoReg 761
09-13	Extends Executive Order 09-04 and Executive Order 09-07 through March 31, 2009	February 25, 2009	34 MoReg 657
09-12	Creates and establishes the Transform Missouri Initiative	February 20, 2009	34 MoReg 655
09-11	Orders the Department of Health and Senior Services and the Department of Social Services to transfer the Blindness Education, Screening and Treatment Program (BEST) to the Department of Social Services	February 4, 2009	34 MoReg 590
09-10	Orders the Department of Elementary and Secondary Education and the Department of Economic Development to transfer the Missouri Customized Training Program to the Department of Economic Development	February 4, 2009	34 MoReg 588
09-09	Transfers the various scholarship programs under the Departments of Agriculture, Elementary and Secondary Education, Higher Education, and Natural Resources to the Department of Higher Education	February 4, 2009	34 MoReg 585
09-08	Designates members of the governor's staff as having supervisory authority over departments, divisions, or agencies	February 2, 2009	34 MoReg 366
09-07	Gives the director of the Missouri Department of Natural Resources the authority to temporarily suspend regulations in the aftermath of severe weather that began on January 26	January 30, 2009	34 MoReg 364
09-06	Activates the state militia in response to the aftermath of severe storms that began on January 26	January 28, 2009	34 MoReg 362
09-05	Establishes a Complete Count Committee for the 2010 Census	January 27, 2009	34 MoReg 359
09-04	Declares a state of emergency and activates the Missouri State Emergency Operations Plan	January 26, 2009	34 MoReg 357
09-03	Directs the Missouri Department of Economic Development, working with the Missouri Development Finance Board, to create a pool of funds designated for low-interest and no-interest direct loans for small business	January 13, 2009	34 MoReg 281
09-02	Creates the Economic Stimulus Coordination Council	January 13, 2009	34 MoReg 279
09-01	Creates the Missouri Automotive Jobs Task Force	January 13, 2009	34 MoReg 277

Executive Orders	Subject Matter	Filed Date	Publication
<b>2008</b>			
<b>08-41</b>	Extends Executive Order 07-31 until January 12, 2009	January 9, 2009	34 MoReg 275
<b>08-40</b>	Extends Executive Order 07-01 until January 1, 2010	December 17, 2008	34 MoReg 181
<b>08-39</b>	Closes state offices in Cole County on Monday, January 12, 2009	December 3, 2008	34 MoReg 11
<b>08-38</b>	Amends Executive Order 03-17 to revise the composition of the committee to include the Divisional Commander of the Midland Division of the Salvation Army or his or her designee	November 25, 2008	34 MoReg 10
<b>08-37</b>	Orders the Department of Natural Resources to develop a voluntary certification program to identify environmentally responsible practices in Missouri's lodging industries	November 13, 2008	33 MoReg 2424
<b>08-36</b>	Orders the departments and agencies of the Executive Branch of Missouri state government to adopt a Pandemic Flu Share Leave Program	October 23, 2008	33 MoReg 2313
<b>08-35</b>	Creates the Division of Developmental Disabilities and abolishes the Division of Mental Retardation and Developmental Disabilities within the Department of Mental Health	October 16, 2008	33 MoReg 2311
<b>08-34</b>	Establishes the Complete Count Committee to ensure an accurate count of Missouri citizens during the 2010 Census	October 21, 2008	33 MoReg 2309
<b>08-33</b>	Advises that state offices will be closed on Friday, December 26, 2008	October 29, 2008	33 MoReg 2308
<b>08-32</b>	Advises that state offices will be closed on Friday, November 28, 2008	October 2, 2008	33 MoReg 2088
<b>08-31</b>	Declares that a state of emergency exists in the state of Missouri and directs that the Missouri State Emergency Operations Plan be activated	September 15, 2008	33 MoReg 1863
<b>08-30</b>	Directs the Adjutant General call and order into active service such portions of the organized militia as he deems necessary to aid the executive officials of Missouri, to protect life and property, and to support civilian authorities	September 15, 2008	33 MoReg 1861
<b>08-29</b>	Transfers the Breath Alcohol Program back to the Department of Health and Senior Services from the Department of Transportation by Type I transfer	September 12, 2008	33 MoReg 1859
<b>08-28</b>	Orders and directs the Adjutant General of the state of Missouri, or his designee, to call and order forthwith into active service such portions of the organized militia as he deems necessary to aid the executive officials of Missouri to protect life and property	August 30, 2008	33 MoReg 1801
<b>08-27</b>	Declares that Missouri will implement the Emergency Management Assistance Compact with Louisiana in evacuating disaster victims associated with Hurricane Gustav from that state to the state of Missouri	August 30, 2008	33 MoReg 1799
<b>08-26</b>	Extends the order contained in Executive Orders 08-21, 08-23, and 08-25	August 29, 2008	33 MoReg 1797
<b>08-25</b>	Extends the order contained in Executive Orders 08-21 and 08-23	July 28, 2008	33 MoReg 1658
<b>08-24</b>	Extends the declaration of emergency contained in Executive Order 08-20 and the terms of Executive Order 08-19	July 11, 2008	33 MoReg 1546
<b>08-23</b>	Extends the declaration of emergency contained in Executive Order 08-21	July 11, 2008	33 MoReg 1545
<b>08-22</b>	Designates members of staff with supervisory authority over selected state agencies	July 3, 2008	33 MoReg 1543
<b>08-21</b>	Authorizes the Department of Natural Resources to temporarily waive or suspend rules during the period of the emergency	June 20, 2008	33 MoReg 1389
<b>08-20</b>	Declares a state of emergency exists and directs the Missouri State Emergency Operations Plan be activated	June 11, 2008	33 MoReg 1331
<b>08-19</b>	Orders and directs the Adjutant General of the state of Missouri, or his designee, to call and order forthwith into active service such portions of the organized militia as he deems necessary to aid the executive officials of Missouri to protect life and property	June 11, 2008	33 MoReg 1329
<b>08-18</b>	Authorizes the Department of Natural Resources to temporarily waive or suspend rules during the period of the emergency	May 13, 2008	33 MoReg 1131
<b>08-17</b>	Extends the declaration of emergency contained in Executive Order 08-14 and the terms of Executive Order 08-15	April 29, 2008	33 MoReg 1071
<b>08-15</b>	Calls organized militia into active service	April 1, 2008	33 MoReg 905
<b>08-14</b>	Declares a state of emergency exists and directs the Missouri State Emergency Operations Plan be activated	April 1, 2008	33 MoReg 903
<b>08-13</b>	Expands the number of state employees allowed to participate in the Missouri Mentor Initiative	March 27, 2008	33 MoReg 901

**Executive  
Orders**

	<b>Subject Matter</b>	<b>Filed Date</b>	<b>Publication</b>
<b>08-12</b>	Authorizes the Department of Natural Resources to temporarily waive or suspend rules during the period of the emergency	March 21, 2008	33 MoReg 899
<b>08-11</b>	Calls organized militia into active service	March 18, 2008	33 MoReg 897
<b>08-10</b>	Declares a state of emergency exists and directs the Missouri State Emergency Operations Plan be activated	March 18, 2008	33 MoReg 895
<b>08-09</b>	Establishes the Missouri Civil War Sesquicentennial Commission	March 6, 2008	33 MoReg 783
<b>08-08</b>	Gives Department of Natural Resources authority to suspend regulations in the aftermath of severe weather that began on February 10, 2008	February 20, 2008	33 MoReg 715
<b>08-07</b>	Declares that a state of emergency exists in the state of Missouri.	February 12, 2008	33 MoReg 625
<b>08-06</b>	Orders and directs the Adjutant General of the state of Missouri, or his designee, to call and order forthwith into active service such portions of the organized militia as he deems necessary to aid the executive officials of Missouri to protect life and property	February 12, 2008	33 MoReg 623
<b>08-05</b>	Extends Executive Orders, 07-34, 07-36 and 07-39 through March 15, 2008 for the purpose of continuing the cleanup efforts in affected communities	February 11, 2008	33 MoReg 621
<b>08-04</b>	Transfers authority of the sexual assault evidentiary kit and exam payment program from the Department of Health and Senior Services to Department of Public Safety by Type 1 transfer	February 6, 2008	33 MoReg 619
<b>08-03</b>	Activates the state militia in response to the aftermath of severe storms that began on January 7, 2008	January 11, 2008	33 MoReg 405
<b>08-02</b>	Activates the Missouri State Emergency Operations Plan in the aftermath of severe weather that began on January 7, 2008	January 11, 2008	33 MoReg 403
<b>08-01</b>	Establishes the post of Missouri Poet Laureate	January 8, 2008	33 MoReg 401

The rule number and the MoReg publication date follow each entry to this index.

## **ACUPUNCTURIST ADVISORY COMMITTEE**

fees; 20 CSR 2015-1.030; 5/15/09

## **ADMINISTRATION, OFFICE OF**

personnel advisory board and division of personnel  
management training; 1 CSR 20-6.010; 7/1/09

## **AGRICULTURE**

### **animal health**

animal health requirements for exhibition; 2 CSR 30-2.040;  
6/15/09  
duties and facilities of the market/sale veterinarian; 2 CSR 30-  
6.020; 7/15/09  
health requirements governing the admission of livestock,  
poultry, and exotic animals entering Missouri; 2 CSR  
30-2.010; 7/15/09  
inspection of meat and poultry; 2 CSR 30-10.010; 5/15/09,  
9/1/09  
movement of livestock, poultry, and exotic animals within  
Missouri; 2 CSR 30-2.020; 7/15/09  
requirements and responsibilities of market licensees; 2 CSR  
30-6.015; 7/15/09

### **milk board, state**

animal health; 2 CSR 80-2.080; 9/1/09  
definitions; 2 CSR 80-2.010; 9/1/09  
enforcement; 2 CSR 80-2.151; 9/1/09  
examination of milk and milk products, the; 2 CSR 80-2.060;  
9/1/09  
future dairy farms and milk plants; 2 CSR 80-2.121; 9/1/09  
inspection frequency and procedure; 2 CSR 80-2.050; 9/1/09  
labeling; 2 CSR 80-2.040; 9/1/09  
milk and milk products from points beyond the limits of rou-  
tine inspection; 2 CSR 80-2.110; 9/1/09  
milk and milk products which may be sold; 2 CSR 80-2.091;  
9/1/09  
penalty; 2 CSR 80-2.161; 9/1/09  
permits; 2 CSR 80-2.030; 9/1/09  
personnel health; 2 CSR 80-2.130; 9/1/09  
procedure when infection is suspected; 2 CSR 80-2.141;  
9/1/09  
sale of adulterated, misbranded milk or milk products; 2 CSR  
80-2.020; 9/1/09  
separability clause; 2 CSR 80-2.170; 9/1/09  
standards for milk and milk products; 2 CSR 80-2.070; 9/1/09  
transferring; delivery containers; cooling; 2 CSR 80-2.101;  
9/1/09  
Missouri propane gas commission  
2010 budget plan; 2 CSR 90-10; 9/1/09

## **AIR QUALITY, AIR POLLUTION CONTROL**

clean air interstate rule annual NO<sub>x</sub> trading program; 10 CSR 10-  
6.362; 8/3/09  
clean air interstate rule seasonal NO<sub>x</sub> trading program; 10 CSR 10-  
6.364; 8/3/09  
clean air interstate rule SO<sub>2</sub> trading program; 10 CSR 10-  
6.366; 8/3/09  
control of NO<sub>x</sub> emissions from large stationary internal combus-  
tion engines; 10 CSR 10-6.390; 10/1/09  
control of sulfur emissions from stationary boilers; 10 CSR 10-  
5.570; 2/3/09, 8/3/09  
on-board diagnostics motor vehicle emissions inspection; 10 CSR  
10-5.381; 11/3/08, 4/15/09  
open burning requirements; 10 CSR 10-6.045; 2/3/09, 8/3/09

restriction of emissions of lead from specific lead smelter-refinery  
installations; 10 CSR 10-6.120; 2/3/09, 8/3/09  
restriction of emissions of sulfur compounds; 10 CSR 10-6.260;  
2/3/09, 8/3/09  
sales tax exemption; 10 CSR 10-6.320; 2/3/09, 8/3/09

## **ARCHITECTS, PROFESSIONAL ENGINEERS, PROFESSIONAL LAND SURVEYORS, AND LANDSCAPE ARCHITECTS**

code of professional conduct; 20 CSR 2030-2.010; 5/15/09,  
8/17/09  
continuing education for architects; 20 CSR 2030-11.025; 5/15/09,  
8/17/09  
continuing education for landscape architects; 20 CSR 2030-  
11.035; 5/15/09, 8/17/09  
design of fire suppression systems; 20 CSR 2030-21.010; 9/1/09  
standard of care; 20 CSR 2030-2.040; 9/1/09

## **BIODIESEL PRODUCER INCENTIVE PROGRAM**

Missouri qualified; 2 CSR 110-2.010; 10/1/07

## **CERTIFICATE OF NEED PROGRAM**

application review schedule; 19 CSR 50; 8/3/09, 10/1/09

## **CHIROPRACTIC EXAMINERS, STATE BOARD OF**

application for certification of insurance consultant; 20 CSR 2070-  
4.020; 10/1/09  
biennial license renewal; 20 CSR 2070-2.080; 10/1/09  
chiropractic insurance consultant; 20 CSR 2070-4.010; 10/1/09  
fees; 20 CSR 2070-2.090; 10/1/09  
meridian therapy/acupressure/acupuncture; 20 CSR 2070-2.031;  
10/1/09  
postgraduate education; 20 CSR 2070-2.081; 10/1/09  
renewal and postgraduate education; 20 CSR 2070-4.030; 10/1/09

## **CLEAN WATER COMMISSION**

construction and operating permits; 10 CSR 20-6.010; 4/15/09  
state revolving fund general assistance regulation; 10 CSR 20-  
4.040; 6/15/09, 7/1/09  
storm water grant and loan program; 10 CSR 20-4.061; 4/15/09  
storm water regulations; 10 CSR 20-6.200; 3/2/09, 9/15/09  
water quality standards; 10 CSR 20-7.031; 12/15/08, 3/2/09,  
9/15/09  
underground storage tanks  
aboveground storage tanks—release response  
applicability and definitions; 10 CSR 20-15.010; 5/1/09  
release reporting and initial release response measures; 10  
CSR 20-15.020; 5/1/09  
site characterization and corrective action; 10 CSR 20-  
15.030; 5/1/09  
administrative penalties  
administrative penalty assessment; 10 CSR 20-13.080;  
5/1/09  
financial responsibility  
allowable mechanisms and combinations of mechanisms;  
10 CSR 20-11.094; 5/1/09  
amount and scope of required financial responsibility; 10  
CSR 20-11.093; 5/1/09  
applicability; 10 CSR 20-11.090; 5/1/09  
bankruptcy or other incapacity of owner or operator, or  
provider of financial assurance; 10 CSR 20-  
11.110; 5/1/09  
cancellation or nonrenewal by a provider of financial  
assurance; 10 CSR 20-11.105; 5/1/09

compliance dates; 10 CSR 20-11.091; 5/1/09  
definitions of financial responsibility terms; 10 CSR 20-11.092; 5/1/09  
drawing on financial assurance mechanisms; 10 CSR 20-11.108; 5/1/09  
financial test of self-insurance; 10 CSR 20-11.095; 5/1/09  
guarantee; 10 CSR 20-11.096; 5/1/09  
insurance and risk retention group coverage; 10 CSR 20-11.097; 5/1/09  
letter of credit; 10 CSR 20-11.099; 5/1/09  
local government bond rating test; 10 CSR 20-11.112; 5/1/09  
local government financial test; 10 CSR 20-11.113; 5/1/09  
local government fund; 10 CSR 20-11.113; 5/1/09  
local government guarantee; 10 CSR 20-11.114; 5/1/09  
petroleum storage tank insurance fund; 10 CSR 20-11.101; 5/1/09  
record keeping; 10 CSR 20-11.107; 5/1/09  
release from the requirements; 10 CSR 20-11.109; 5/1/09  
replenishment of guarantees, letters of credit or surety bonds; 10 CSR 20-11.111; 5/1/09  
reporting by owner or operator; 10 CSR 20-11.106; 5/1/09  
standby trust fund; 10 CSR 20-11.103; 5/1/09  
substitution of financial assurance mechanisms by owner or operator; 20 CSR 11.104; 5/1/09  
surety bond; 10 CSR 20-11.098; 5/1/09  
trust fund; 10 CSR 20-11.102; 5/1/09  
technical regulations  
assessing the property at closure or change in service; 10 CSR 20-10.072; 5/1/09  
applicability; 10 CSR 20-10.010; 5/1/09  
applicability to previously closed underground storage tank systems; 10 CSR 20-10.073; 5/1/09  
closure records; 10 CSR 20-10.074; 5/1/09  
compatibility; 10 CSR 20-10.032; 5/1/09  
corrective action plan; 10 CSR 20-10.066; 5/1/09  
definitions; 10 CSR 20-10.012; 5/1/09  
general requirements for release detection for all underground storage tank systems; 10 CSR 20-10.040; 5/1/09  
initial abatement measures, site check and comparison with default target levels; 10 CSR 20-10.062; 5/1/09  
initial release response; 10 CSR 20-10.061; 5/1/09  
initial site characterization; 10 CSR 20-10.063; 5/1/09  
interim prohibition for deferred underground storage tank systems; 10 CSR 20-10.011; 5/1/09  
investigation due to impacts on adjacent or nearby properties; 10 CSR 20-10.051; 5/1/09  
investigations for soil and groundwater cleanup; 10 CSR 20-10.065; 5/1/09  
light non-aqueous phase liquid (LNAPL) removal; 10 CSR 20-10.064; 5/1/09  
methods of release detection for piping; 10 CSR 20-10.044; 5/1/09  
methods of release detection for tanks; 10 CSR 20-10.043; 5/1/09  
notification requirements; 10 CSR 20-10.022; 5/1/09  
operation and maintenance of corrosion protection; 10 CSR 20-10.031; 5/1/09  
performance standards for new underground storage tank systems; 10 CSR 20-10.020; 5/1/09  
permanent closure and changes in service; 10 CSR 20-10.071; 5/1/09  
public participation and notice; 10 CSR 20-10.067; 5/1/09  
release detection record keeping; 10 CSR 20-10.045; 5/1/09  
release investigation and confirmation steps; 10 CSR 20-10.052; 5/1/09

release reporting; 10 CSR 20-10.050; 5/1/09  
release response and corrective action; 10 CSR 20-10.060; 5/1/09  
repairs allowed; 10 CSR 20-10.033; 5/1/09  
reporting and cleanup of spills and overfills; 10 CSR 20-10.053; 5/1/09  
reporting and record keeping; 10 CSR 20-10.034; 5/1/09  
requirements for hazardous substance underground storage tank systems; 10 CSR 20-10.042; 5/1/09  
requirements for petroleum underground storage tank systems; 10 CSR 20-10.041; 5/1/09  
risk-based clean-up levels; 10 CSR 20-10.068; 5/1/09  
spill and overfill control; 10 CSR 20-10.030; 5/1/09  
temporary closure; 10 CSR 20-10.070; 5/1/09  
upgrading of existing underground storage tank systems; 10 CSR 20-10.021; 5/1/09

#### CONSERVATION COMMISSION

definitions; 3 CSR 10-20.805; 6/1/09, 8/17/09  
falconry; 3 CSR 10-9.442; 9/15/09  
migratory bird hunting permit; 3 CSR 10-5.435; 9/15/09  
migratory game birds and waterfowl: seasons, limits; 3 CSR 10-7.440; 8/17/09, 9/15/09  
permits and privileges: how obtained; not transferable; 3 CSR 10-5.215; 6/1/09, 8/17/09  
permits required; exceptions; 3 CSR 10-5.205; 6/1/09, 8/17/09

#### COSMETOLOGY AND BARBER EXAMINERS, BOARD OF

apprentice supervisors; 20 CSR 2085-9.020; 9/1/09  
apprentices; 20 CSR 2085-9.010; 5/15/09, 8/17/09  
barber and cosmetology establishment license changes; 20 CSR 2085-10.020; 5/15/09, 8/17/09  
cosmetology sanitation rules; 20 CSR 2085-11.020; 5/15/09, 8/17/09  
esthetic schools; 20 CSR 2085-12.080; 9/1/09  
failure of state examination; 20 CSR 2085-8.040; 5/15/09, 8/17/09  
fees; 20 CSR 2085-3.010; 5/1/09, 7/15/09, 8/17/09, 9/1/09  
general rules and application requirements for all schools; 20 CSR 2085-12.010; 5/15/09, 9/1/09  
licensing—barber establishments and cosmetology establishments; 20 CSR 2085-10.010; 5/15/09, 8/17/09  
licensure by examination for a barber; 20 CSR 2085-5.010; 5/15/09, 8/17/09  
licensure of barber instructors; 20 CSR 2085-6.010; 5/15/09, 8/17/09  
manicuring schools; 20 CSR 2085-12.070; 9/1/09  
qualifications for instructor examination; 20 CSR 2085-8.030; 5/15/09, 8/17/09  
qualifications for state cosmetology examinations; 20 CSR 2085-7.010; 5/15/09, 8/17/09  
reinstatement of expired instructor license; 20 CSR 2085-8.060; 5/15/09, 8/17/09  
reinstatement of expired license; 20 CSR 2085-7.050; 5/15/09, 8/17/09  
requirements for cosmetology students; 20 CSR 2085-12.060; 5/15/09, 8/17/09  
specific requirements for cosmetology schools; 20 CSR 2085-12.040; 9/1/09  
unlicensed activity; 20 CSR 2085-10.060; 5/15/09, 8/17/09

#### DENTAL BOARD, MISSOURI

dental assistants; 20 CSR 2110-2.120; 8/3/09

#### ELEMENTARY AND SECONDARY EDUCATION, DEPARTMENT OF

audit policy and requirements; 5 CSR 30-4.030; 5/15/09, 9/15/09  
Missouri school improvement program—fifth cycle; 5 CSR 50-345.105; 10/1/09  
waiver of regulations—fifth cycle; 5 CSR 50-345.205; 10/1/09

#### EMBALMERS AND FUNERAL DIRECTORS, STATE BOARD OF

definitions; 20 CSR 2120-1.040; 9/1/09

embalmer's registration and apprenticeship; 20 CSR 2120-2.010; 9/1/09  
 funeral directing; 20 CSR 2120-2.060; 9/1/09  
 funeral establishments; 20 CSR 2120-2.070; 5/15/09, 9/1/09  
 funeral establishments containing a crematory area; 20 CSR 2120-2.071; 5/15/09, 9/1/09  
 licensure by reciprocity; 20 CSR 2120-2.040; 9/1/09  
 notice of intent to apply; 20 CSR 2120-3.100; 10/1/09

#### EXECUTIVE ORDERS

appoints the home building and residential energy efficiency advisory panel to issue recommendations on energy efficiency measures for the home building sector and consumers; 09-22; 10/1/09  
 designates members of the governor's staff as having supervisory authority over departments, divisions, or agencies; 09-23; 10/1/09

#### FUEL STANDARD, MISSOURI RENEWABLE

organization, definitions; 2 CSR 110-3.010; 2/1/08  
 quality standards; 2 CSR 90-30.040; 2/15/08

#### GAMING COMMISSION, MISSOURI

chip specifications; 11 CSR 45-5.100; 8/3/09  
 junket, junket enterprises, junket representatives  
   agreements, schedules, and reports; 11 CSR 45-4.540; 9/1/09  
   definitions; 11 CSR 45-4.500; 9/1/09  
   licensing requirements; 11 CSR 45-4.510; 9/1/09  
   patron selection; 11 CSR 45-4.520; 9/1/09  
   policies and prohibited activities; 11 CSR 45-4.530; 9/1/09  
 license renewal; 11 CSR 45-4.190; 9/1/09  
 licenses, restrictions on licenses, licensing authority of the executive director and other definitions; 11 CSR 45-4.020; 9/1/09  
 supplier's license; 11 CSR 45-4.200; 9/1/09

#### GEOLOGIST REGISTRATION, MISSOURI BOARD OF

fees; 20 CSR 2145-1.040; 5/1/09, 8/17/09  
 licensure requirements; 20 CSR 2145-2.040; 10/1/09  
 post-baccalaureate experience in geology; 20 CSR 2145-2.030; 10/1/09

#### HAZARDOUS WASTE MANAGEMENT COMMISSION

electronics scrap management; 10 CSR 25-19.010; 8/3/09  
 risk-based corrective action process; 10 CSR 25-18.010; 3/2/09, 9/1/09

#### HEALING ARTS, STATE BOARD OF

acceptable continuing education  
   physical therapists and physical therapist assistants; 20 CSR 2150-3.203; 10/1/09  
   speech-language pathologists and audiologists; 20 CSR 2150-4.053; 10/1/09  
 applicants for licensure as professional physical therapists; 20 CSR 2150-3.010; 5/1/09, 10/1/09  
 application forms—physical therapists; 20 CSR 2150-3.020; 5/1/09, 10/1/09  
 applications for licensure as physical therapist assistant; 20 CSR 2150-3.100; 5/1/09, 10/1/09  
 biennial registration; 20 CSR 2150-3060; 5/1/09, 10/1/09  
 continuing education requirements; 20 CSR 2150-3.201; 5/1/09, 10/1/09  
 determination of competency; 20 CSR 2150-3.085; 5/1/09, 10/1/09  
 examination—physical therapists; 20 CSR 2150-3.030; 5/1/09, 10/1/09  
 fees; 20 CSR 2150-3.080; 5/1/09, 10/1/09  
 inactive license—physical therapists; 20 CSR 2150-3.055; 5/1/09, 10/1/09  
 licensing by reciprocity; 20 CSR 2150-3.040; 5/1/09, 10/1/09  
 licensing of international medical graduates—reciprocity; 20 CSR 2150-2.100; 10/1/09  
 limited license; 20 CSR 2150-2.155; 10/1/09

nonpharmacy dispensing; 20 CSR 2150-5.020; 9/15/09  
 physical therapist assistant biennial renewal—retirement, name, and address changes; 20 CSR 2150-3.180; 5/1/09, 10/1/09  
 physical therapist assistant reciprocity applicants; 20 CSR 2150-3.120; 5/1/09, 10/1/09  
 physical therapist assistant inactive license; 20 CSR 2150-3.163; 5/1/09, 10/1/09  
 physical therapist assistant late registration; 20 CSR 2150-3.160; 5/1/09, 10/1/09  
 physical therapist assistant licensure fees; 20 CSR 2150-3.170; 5/1/09, 10/1/09  
 physical therapist assistant—reinstatement of an inactive license; 20 CSR 2150-3.165; 5/1/09, 10/1/09  
 physical therapist assistant requirements for licensing by examination; 20 CSR 2150-3.110; 5/1/09, 10/1/09  
 physical therapist assistant temporary licenses for reinstatement; 20 CSR 2150-3.153; 5/1/09, 10/1/09  
 physical therapist assistant temporary licensure; 20 CSR 2150-3.150; 5/1/09, 10/1/09  
 physical therapist assistants—direction, delegation, and supervision; 20 CSR 2150-3.090; 5/1/09, 10/1/09  
 physical therapist late registration; 20 CSR 2150-3.063; 5/1/09, 10/1/09  
 physical therapist—retirement, name, and address changes; 20 CSR 2150-3.066; 5/1/09, 10/1/09  
 physician assistant supervision agreements; 20 CSR 2150-7.135; 5/15/09, 8/17/09  
 reinstatement of an inactive license—physical therapists; 20 CSR 2150-3.057; 5/1/09, 10/1/09  
 request for waiver; 20 CSR 2150-7.136; 5/15/09, 8/17/09, 10/1/09  
 temporary licenses; 20 CSR 2150-3.050; 5/1/09, 10/1/09  
 temporary licenses for reinstatement of an inactive license—physical therapists; 20 CSR 2150-3.053; 5/1/09, 10/1/09  
 temporary licenses—physical therapists; 20 CSR 2150-3.050; 5/1/09, 10/1/09

#### HEALTH AND SENIOR SERVICES, DEPARTMENT OF

community and public health  
   minimum construction standards for on-site sewage disposal systems; 19 CSR 20-3.060; 8/15/08  
 fees charged by Department of Health for inspection of existing on-site sewage disposal system required by a lending institution; 19 CSR 20-3.070; 12/1/08, 4/1/09  
 regulation and licensure  
   administrative penalties; 19 CSR 30-70.650; 8/17/09  
   application and licensure requirements for the initial licensure and relicensure of emergency medical technician-basic, emergency medical technician-intermediate, and emergency medical technician-paramedics; 19 CSR 30-40.342; 2/17/09, 10/1/09

#### HIGHER EDUCATION, DEPARTMENT OF

determination of student residency; 6 CSR 10-3.010; 7/15/09

#### HIGHWAYS AND TRANSPORTATION COMMISSION

breath alcohol ignition interlock device certification and operational requirements  
   approval procedure; 7 CSR 60-2.020; 6/15/09  
   breath alcohol ignition interlock device security; 7 CSR 60-2.050; 6/15/09  
   definitions; 7 CSR 60-2.010; 6/15/09  
   responsibilities of authorized service providers; 7 CSR 60-2.040; 6/15/09  
   standards and specifications; 7 CSR 60-2.030; 6/15/09  
   suspension, or revocation of approval of a device; 7 CSR 60-2.060; 6/15/09  
 procurement of supplies  
   bidder registration, official mailing lists, suspension from list; 7 CSR 10-11.030; 7/15/09  
   definition of terms; 7 CSR 10-11.010; 7/15/09  
   procedures for solicitation, receipt of bids, and awards of contract; 7 CSR 10-11.020; 7/15/09

procedures for solicitation, receipt of bids, and award and administration of contracts; 7 CSR 10-11.020; 7/15/09  
vendor registration, notification of competitive bidding opportunities, suspension, and debarment; 7 CSR 10-11.030; 7/15/09

skill performance evaluation certificates for commercial drivers; 7 CSR 10-25.010; 7/1/09, 9/1/09

#### **INSURANCE**

insurance solvency and company regulation  
financial statement and electronic filing; 20 CSR 200-1.030; 8/17/09  
materials incorporated by reference; 20 CSR 200-1.005; 8/17/09  
property and casualty actuarial opinions; 20 CSR 200-1.105; 10/1/09  
life, annuities, and health  
dependent coverage; 20 CSR 400-2.200; 3/2/09  
medicare supplement insurance minimum standards act; 20 CSR 400-3.650; 8/3/09, 9/1/09  
medical malpractice  
statistical data reporting; 20 CSR 600-1.030; 7/2/07  
statistical reporting  
medical malpractice statistical data reporting; 20 CSR 600-1.030; 10/15/08

#### **INTERPRETERS, MISSOURI STATE COMMITTEE OF**

certifications recognized by the board; 20 CSR 2232-2.040; 10/1/09

#### **LABOR AND INDUSTRIAL RELATIONS**

employment security, division of  
maintenance and disposal of records; 8 CSR 10-2.010; 9/15/09  
reemployment trade adjustment assistance program; 8 CSR 10-3.140; 10/1/09  
human rights, Missouri commission on  
continuances; 8 CSR 60-2.130; 4/15/09, 8/3/09  
evidence; 8 CSR 60-2.150; 4/15/09, 8/3/09  
general organization; 8 CSR 60-1.010; 4/15/09, 8/3/09  
inquiries regarding persons with disabilities; 8 CSR 60-4.015; 4/15/09, 8/3/09  
orders; 8 CSR 60-2.210; 4/15/09, 8/3/09  
pleadings; 8 CSR 60-2.065; 4/15/09, 8/3/09  
post-hearing procedure; 8 CSR 60-2.200; 4/15/09, 8/3/09  
prohibited coercion and retaliation; 8 CSR 60-4.030; 4/15/09, 8/3/09  
reasonable modifications of existing premises; 8 CSR 60-4.020; 4/15/09, 8/3/09  
labor standards  
reduction in minimum wage based on physical or mental disabilities; 8 CSR 30-6.010; 7/1/09

#### **MASSAGE, BOARD OF THERAPEUTIC**

apprenticeship training documentation; 20 CSR 2197-4.040; 10/1/09  
apprenticeship training program; 20 CSR 2197-4.030; 10/1/09  
certified mentor; 20 CSR 2197-4.010; 10/1/09  
provisional license; 20 CSR 2197-2.030; 10/1/09

#### **MEDICAL SERVICES, DIVISION OF**

grant to trauma hospital; 13 CSR 70-15.180; 7/16/07  
reimbursement  
HIV services; 13 CSR 70-10.080; 10/15/07  
nursing services; 13 CSR 70-10.015; 10/15/07  
Title XIX  
claims, false or fraudulent; 13 CSR 70-3.030; 5/1/07

#### **MENTAL HEALTH, DEPARTMENT OF**

assertive community treatment programs; 9 CSR 30-4.0432; 9/15/09

#### **MO HEALTHNET**

dental benefits and limitations, MO HealthNet program; 13 CSR 70-35.010; 9/15/09

federal reimbursement allowance (FRA); 13 CSR 70-15.110; 7/15/09, 8/3/09  
filing of claims, MO HealthNet program; 13 CSR 70-3.100; 9/15/09  
global per diem adjustments to nursing facility and HIV nursing facility reimbursement rates; 13 CSR 70-10.016; 11/17/08, 8/3/09  
home health-care services; 13 CSR 70-90.010; 9/15/09  
home health-care services reimbursement; 13 CSR 70-90.020; 9/15/09  
inpatient hospital services reimbursement plan; outpatient hospital services reimbursement methodology; 13 CSR 70-15.010; 9/1/09  
insure Missouri; 13 CSR 70-4.120; 2/15/08  
limitations on payment of out-of-state nonemergency medical services; 13 CSR 70-3.120; 6/15/09, 10/1/09  
list of non-excludable drugs for which prior authorization is required; 13 CSR 70-20.034; 9/15/09  
medicaid managed care organization reimbursement allowance; 13 CSR 70-3.170; 8/3/09  
MO HealthNet program benefits for nurse-midwife services; 13 CSR 70-55.010; 6/15/09, 10/1/09  
nursing facility reimbursement allowance; 13 CSR 70-10.110; 8/3/09  
optical benefits and limitations—MO HealthNet program; 13 CSR 70-40.010; 9/15/09  
pharmacy reimbursement allowance; 13 CSR 70-20.320; 8/3/09  
private duty nursing; 13 CSR 70-95.010; 9/15/09  
sanctions for false or fraudulent claims for MO HealthNet services; 13 CSR 70-3.030; 9/15/09  
uninsured women's health program; 13 CSR 70-4.090; 6/15/09, 10/1/09

#### **NURSING, STATE BOARD OF**

fees; 20 CSR 2200-4.010; 5/1/09, 8/17/09  
requirements for licensure; 20 CSR 2200-4.020; 10/1/09

#### **OCCUPATIONAL THERAPY, MISSOURI BOARD OF**

fees; 20 CSR 2205-1.050; 5/15/09

#### **PETROLEUM AND HAZARDOUS SUBSTANCE STORAGE TANKS**

underground storage tanks  
aboveground storage tanks—release response  
applicability and definitions; 10 CSR 20-15.010; 5/1/09  
release reporting and initial release response measures; 10 CSR 20-15.020; 5/1/09  
site characterization and corrective action; 10 CSR 20-15.030; 5/1/09  
administrative penalties  
administrative penalty assessment; 10 CSR 26-4.080; 5/1/09  
financial responsibility  
allowable mechanisms and combinations of mechanisms; 10 CSR 26-3.094; 5/1/09  
amount and scope of required financial responsibility; 10 CSR 26-3.093; 5/1/09  
applicability; 10 CSR 26-3.090; 5/1/09  
bankruptcy or other incapacity of owner or operator, or provider of financial assurance; 10 CSR 26-3.110; 5/1/09  
cancellation or nonrenewal by a provider of financial assurance; 10 CSR 26-3.105; 5/1/09  
compliance dates; 10 CSR 26-3.091; 5/1/09  
definitions of financial responsibility terms; 10 CSR 26-3.092; 5/1/09  
drawing on financial assurance mechanisms; 10 CSR 26-3.108; 5/1/09  
financial test of self-insurance; 10 CSR 26-3.095; 5/1/09  
guarantee; 10 CSR 26-3.096; 5/1/09  
insurance and risk retention group coverage; 10 CSR 26-3.097; 5/1/09

letter of credit; 10 CSR 26-3.099; 5/1/09  
 local government bond rating test; 10 CSR 26-3.112; 5/1/09  
 local government financial test; 10 CSR 26-3.113; 5/1/09  
 local government fund; 10 CSR 26-3.113; 5/1/09  
 local government guarantee; 10 CSR 26-3.114; 5/1/09  
 petroleum storage tank insurance fund; 10 CSR 26-3.101; 5/1/09  
 record keeping; 10 CSR 26-3.107; 5/1/09  
 release from the requirements; 10 CSR 26-3.109; 5/1/09  
 replenishment of guarantees, letters of credit or surety bonds; 10 CSR 26-3.111; 5/1/09  
 reporting by owner or operator; 10 CSR 26-3.106; 5/1/09  
 standby trust fund; 10 CSR 26-3.103; 5/1/09  
 substitution of financial assurance mechanisms by owner or operator; 26 CSR 3.104; 5/1/09  
 surety bond; 10 CSR 26-3.098; 5/1/09  
 trust fund; 10 CSR 26-3.102; 5/1/09  
 organization; 10 CSR 26-1.010; 5/1/09  
 technical regulations  
   assessing the property at closure or change in service; 10 CSR 26-2.062; 5/1/09  
   applicability; 10 CSR 26-2.010; 5/1/09  
   applicability to previously closed underground storage tank systems; 10 CSR 26-2.063; 5/1/09  
   closure records; 10 CSR 26-2.064; 5/1/09  
   compatibility; 10 CSR 26-2.032; 5/1/09  
   corrective action plan; 10 CSR 26-2.079; 5/1/09  
   definitions; 10 CSR 26-2.012; 5/1/09  
   general requirements for release detection for all underground storage tank systems; 10 CSR 26-2.040; 5/1/09  
   initial abatement measures, site check and comparison with default target levels; 20 CSR 26-2.072; 5/1/09  
   initial release response; 10 CSR 26-2.071; 5/1/09  
   initial site characterization; 10 CSR 26-2.073; 5/1/09  
   interim prohibition for deferred underground storage tank systems; 10 CSR 26-2.011; 5/1/09  
   investigation due to impacts on adjacent or nearby properties; 10 CSR 26-2.051; 5/1/09  
   light non-aqueous phase liquid (LNAPL) removal; 10 CSR 26-2.074; 5/1/09  
   long-term stewardship; 10 CSR 26-2.081; 5/1/09  
   methods of release detection for piping; 10 CSR 26-2.044; 5/1/09  
   methods of release detection for tanks; 10 CSR 26-2.043; 5/1/09  
   no further remedial action determinations; 10 CSR 26-2.082; 5/1/09  
   notification requirements; 10 CSR 26-2.022; 5/1/09  
   operation and maintenance of corrosion protection; 10 CSR 26-2.031; 5/1/09  
   performance standards for new underground storage tank systems; 10 CSR 26-2.020; 5/1/09  
   permanent closure and changes in service; 10 CSR 26-2.061; 5/1/09  
   public participation and notice; 10 CSR 26-2.080; 5/1/09  
   release detection record keeping; 10 CSR 26-2.045; 5/1/09  
   release investigation and confirmation steps; 10 CSR 26-2.052; 5/1/09  
   release reporting; 10 CSR 26-2.050; 5/1/09  
   release response and corrective action; 10 CSR 26-2.070; 5/1/09  
   repairs allowed; 10 CSR 26-2.033; 5/1/09

reporting and cleanup of spills and overfills; 10 CSR 26-2.053; 5/1/09  
 reporting and record keeping; 10 CSR 26-2.034; 5/1/09  
 requirements for hazardous substance underground storage tank systems; 10 CSR 26-2.042; 5/1/09  
 requirements for petroleum underground storage tank systems; 10 CSR 26-2.041; 5/1/09  
 risk-based corrective action process; 10 CSR 26-2.075; 5/1/09  
 risk-based target levels; 10 CSR 26-2.077; 5/1/09  
 site characterization and data requirements; 10 CSR 26-2.076; 5/1/09  
 spill and overfill control; 10 CSR 26-2.030; 5/1/09  
 tiered risk assessment process; 10 CSR 26-2.078; 5/1/09  
 temporary closure; 10 CSR 26-2.070; 5/1/09  
 upgrading of existing underground storage tank systems; 10 CSR 26-2.021; 5/1/09

#### **PETROLEUM STORAGE TANK INSURANCE FUND BOARD OF TRUSTEES**

participation requirements for aboveground storage tanks; 10 CSR 100-4.020; 5/15/09, 9/15/09

#### **PHARMACY, STATE BOARD OF**

pharmacy technician registration; 20 CSR 2220-2.700; 10/1/09  
 well-being program; 20 CSR 2220-2.175; 10/1/09

#### **PRIVATE INVESTIGATOR EXAMINERS, BOARD OF**

application for licensure  
   licensed agency investigator employee; 20 CSR 2234-3.040; 8/3/09  
   private investigator; 20 CSR 2234-2.010; 8/3/09  
   private investigator agency; 20 CSR 2234-3.010; 8/3/09  
   private investigator trainer; 20 CSR 2234-4.010; 8/3/09  
 change of name, ownership, location, or private investigator-in-charge-private investigator agency; 20 CSR 2234-3.020; 8/3/09  
 code of conduct; 20 CSR 2234-7.010; 8/3/09  
 complaint handling and disposition; 20 CSR 2234-1.040; 8/3/09  
 continuing education; 20 CSR 2234-6.010; 8/3/09  
 definitions; 20 CSR 2234-1.010; 8/3/09  
 examination; 20 CSR 2234-5.010; 8/3/09  
 fees; 20 CSR 2234-1.050; 8/3/09  
 general organization; 20 CSR 2234-1.020; 8/3/09  
 licensure renewal  
   licensed agency investigator employee; 20 CSR 2234-3.070; 8/3/09  
   private investigator; 20 CSR 2234-2.040; 8/3/09  
   private investigator agency; 20 CSR 2234-3.030; 8/3/09  
   private investigator trainer; 20 CSR 2234-4.050; 8/3/09  
 name and address changes  
   licensed agency investigator employee; 20 CSR 2234-3.050; 8/3/09  
   private investigator; 20 CSR 2234-2.020; 8/3/09  
   private investigator trainer; 20 CSR 2234-4.030; 8/3/09  
 policy for release of public records; 20 CSR 2234-1.030; 8/3/09  
 replacement of renewal license  
   licensed agency investigator employee; 20 CSR 2234-3.060; 8/3/09  
   private investigator; 20 CSR 2234-2.030; 8/3/09  
   private investigator trainer; 20 CSR 2234-4.040; 8/3/09  
 trainer responsibilities-private investigator trainer; 20 CSR 2234-4.020; 8/3/09

#### **PSYCHOLOGISTS, STATE COMMITTEE OF**

definitions; 20 CSR 2235-1.015; 5/15/09, 8/17/09  
 licensure by reciprocity; 20 CSR 2235-2.070; 5/15/09, 8/17/09



non-licensed persons engaging in activities defined as the practice of psychology; 20 CSR 2235-2.080; 5/15/09, 8/17/09

#### **PUBLIC DRINKING WATER PROGRAM**

drinking water revolving fund loan program; 10 CSR 60-13.020; 7/1/09, 8/3/09

#### **PUBLIC SAFETY, DEPARTMENT OF**

Fire Safety, Division of

certificates, inspections, and fees; 11 CSR 40-2.022; 8/3/09  
code/standards adopted by board; 11 CSR 40-2.015; 8/3/09  
definitions; 11 CSR 40-2.010; 8/3/09  
heating boilers; 11 CSR 40-2.040; 8/3/09  
new installations; 11 CSR 40-2.061; 8/3/09  
power boilers; 11 CSR 40-2.030; 8/3/09

Missouri State Highway Patrol

school bus inspection; 11 CSR 50-2.320; 9/15/09

Missouri State Water Patrol

filing requirements; 11 CSR 80-5.010; 2/17/09

#### **PUBLIC SERVICE COMMISSION**

electric utilities

net metering; 4 CSR 240-20.065; 4/1/09, 9/1/09

filing and reporting requirements

gas utility small company rate increase procedure; 4 CSR 240-3.240; 5/1/09, 8/17/09

sewer utility small company rate increase procedure; 4 CSR 240-3.330; 5/1/09, 8/17/09

steam utility small company rate increase procedure; 4 CSR 240-3.440; 5/1/09, 8/17/09

water utility small company rate increase procedure; 4 CSR 240-3.635; 5/1/09, 8/17/09

manufactured housing consumer recovery fund

consumer recovery fund; 4 CSR 240-126.020; 5/15/09, 9/1/09

definitions; 4 CSR 240-126.010; 5/15/09, 9/1/09

meetings and hearings; 4 CSR 240-2.020; 5/15/09, 9/1/09

#### **REAL ESTATE APPRAISERS**

application, certificate, and license fees; 20 CSR 2245-5.020; 5/1/09, 10/1/09

applications for certification and licensure; 20 CSR 2245-3.010; 10/1/09

case study courses; 20 CSR 2245-6.040; 10/1/09

examination and education requirements; 20 CSR 2245-6.015; 10/1/09

general organization; 20 CSR 2245-1.010; 10/1/09

instructor approval; 20 CSR 2245-8.030; 10/1/09

nonresident certification or licensure; reciprocity; 20 CSR 2245-4.050; 10/1/09

requirements; 20 CSR 2245-8.010; 10/1/09

temporary nonresident certificate or license; 20 CSR 2245-4.060; 10/1/09

trainee real estate appraiser registration; 20 CSR 2245-3.005; 6/1/09, 9/15/09, 10/1/09

#### **REAL ESTATE COMMISSION, MISSOURI**

applications for license; 20 CSR 2250-3.010; 10/1/09

branch offices; 20 CSR 2250-8.030; 5/15/09, 8/17/09

broker disclosure form; 20 CSR 2250-8.097; 5/15/09, 8/17/09

brokerage relationship confirmation; 20 CSR 2250-8.096; 5/15/09, 8/17/09

brokerage relationship disclosure; 20 CSR 2250-8.095; 5/15/09, 8/17/09

brokerage service agreements; 20 CSR 2250-8.090; 5/15/09, 8/17/09

broker-salesperson and salesperson licenses; transfers; inactive salespersons; 20 CSR 2250-4.050; 5/15/09, 8/17/09

closing a real estate brokerage firm; 20 CSR 2250-8.155; 5/15/09

closing a real estate firm; 20 CSR 2250-8.155; 5/15/09, 8/17/09  
continuing education requirements for licensees; 20 CSR 2250-10.100; 5/15/09, 8/17/09

escrow or trust account and a separate property management escrow account required; 20 CSR 2250-8.220; 5/15/09, 8/17/09

expiration and renewal; name and address changes; 20 CSR 2250-4.020; 10/1/09

individual license; business name; inactive brokers; 20 CSR 2250-4.040; 5/15/09, 8/17/09

investigation; 20 CSR 2250-9.020; 10/1/09

management agreement required; 20 CSR 2250-8.200; 5/15/09, 8/17/09

partnership, association, or corporation license; 20 CSR 2250-4.070; 5/15/09, 8/17/09

professional corporations; 20 CSR 2250-4.075; 5/15/09, 8/17/09

#### **RECORDS MANAGEMENT**

Missouri historical records advisory board (MHRAB) regrant program administration; 15 CSR 30-45.040; 7/15/09

#### **RETIREMENT SYSTEMS**

county employees' retirement fund, the

distribution of accounts; 16 CSR 50-10.050; 5/1/09, 8/17/09

payment of benefits; 16 CSR 50-2.035; 10/1/09

#### **SAFE DRINKING WATER COMMISSION**

acceptable and alternate procedures for analyses; 10 CSR 60-5.010; 11/3/08, 4/1/09, 9/15/09

consumer confidence reports; 10 CSR 60-8.030; 11/3/08, 4/1/09, 9/15/09

definitions; 10 CSR 60-2.015; 11/3/08, 4/1/09, 9/15/09

initial distribution system evaluation; 10 CSR 60-4.092; 11/3/08, 4/1/09, 9/15/09

maximum contaminant levels and monitoring requirements for disinfection by-products; 10 CSR 60-4.090; 11/3/08, 4/1/09, 9/15/09

public notification of conditions affecting a public water supply; 10 CSR 60-8.010; 11/3/08, 4/1/09, 9/15/09

reporting requirements; 10 CSR 60-7.010; 11/3/08, 4/1/09, 9/15/09  
requirements for maintaining public water system records; 10 CSR 60-9.010; 11/3/08, 4/1/09, 9/15/09

source water monitoring and enhanced treatment requirements; 10 CSR 60-4.052; 11/3/08, 4/1/09, 9/15/09

stage 2 disinfectants/disinfection by-products; 10 CSR 60-4.094; 11/3/08, 4/1/09, 9/15/09

#### **SECURITIES**

definitions

15 CSR 30-50.010; 7/1/09

15 CSR 30-59.010; 7/1/09

examination requirement; 15 CSR 30-51.030; 7/1/09

fees; 15 CSR 30-50.030; 7/1/09

promotional materials to be filed, permitted without filing and prohibited; 15 CSR 30-53.010; 7/1/09

supervision guidelines for broker-dealers; 15 CSR 30-51.171; 7/1/09

#### **SOCIAL WORKERS, STATE COMMITTEE FOR**

acceptable supervisors and supervisor responsibilities; 20 CSR 2263-2.031; 10/1/09

application for licensure as a licensed baccalaureate social worker; 20 CSR 2263-2.052; 10/1/09

application for licensure as a social worker; 20 CSR 2263-2.050; 10/1/09

client relationships; 20 CSR 2263-3.040; 10/1/09

competence; 20 CSR 2263-3.140; 10/1/09

confidentiality; 20 CSR 2263-3.100; 10/1/09

continuing education; 20 CSR 2263-2.082; 10/1/09

definitions; 20 CSR 2263-1.010; 10/1/09

educational requirements for licensed baccalaureate social workers;  
20 CSR 2263-2.022; 10/1/09  
educational requirements for licensed social workers; 20 CSR  
2263-2.020; 10/1/09  
fees; 20 CSR 2263-1.035; 10/1/09  
inactive status; 20 CSR 2263-2.090; 10/1/09  
licensure by reciprocity; 20 CSR 2263-2.060; 10/1/09  
licensure by reciprocity as a licensed baccalaureate social worker;  
20 CSR 2263-2.062; 10/1/09  
moral standards; 20 CSR 2263-3.020; 10/1/09  
provisional licensed baccalaureate social worker; 20 CSR 2263-  
2.047; 10/1/09  
provisional licenses; 20 CSR 2263-2.045; 10/1/09  
public statements/fees; 20 CSR 2263-3.080; 10/1/09  
registration of supervised social work experience; 20 CSR 2263-  
2.032; 10/1/09  
relationships with colleagues; 20 CSR 2263-3.060; 10/1/09  
renewal of license; 20 CSR 2263-2.075; 10/1/09  
research on human subjects; 20 CSR 2263-3.120; 10/1/09  
restoration of license; 20 CSR 2263-2.085; 10/1/09  
scope of coverage and organization; 20 CSR 2263-3.010; 10/1/09  
supervised licensed social work experience; 20 CSR 2263-2.030;  
10/1/09  
temporary permits for licensed baccalaureate social workers; 20  
CSR 2263-2.072; 10/1/09  
temporary permits for licensed social workers; 20 CSR 2263-2.070;  
10/1/09

**SOIL AND WATER DISTRICTS COMMISSION**

application and eligibility for funds; 10 CSR 70-5.020; 9/1/09  
apportionment of funds; 10 CSR 70-5.010; 9/1/09  
commission administration of the cost-share program; 10 CSR 70-  
5.060; 9/1/09  
conservation equipment incentive program; 10 CSR 70-9.010;  
9/15/08  
cost-share rates and reimbursement procedures; 10 CSR 70-5.040;  
9/1/09  
design, layout and construction of proposed practices; operation  
and maintenance; 10 CSR 70-5.030; 9/1/09  
district administration of the cost-share program; 10 CSR 70-5.050;  
9/1/09

**STATE TAX COMMISSION**

appeals from the local board of equalization; 12 CSR 30-3.010;  
6/1/09, 10/1/09  
method of administering the *ad valorem* taxation of the private  
railcar industry and applying for the freight line com-  
pany tax credit; 12 CSR 30-2.018; 6/1/09, 10/1/09

**TATTOOING, BODY PIERCING, AND BRANDING,  
OFFICE OF**

fees; 20 CSR 2267-2.020; 5/15/09  
initiation of disciplinary proceedings; 20 CSR 2267-6.030; 9/1/09  
licenses; 20 CSR 2267-2.010; 9/1/09

**TAX**

sales or use  
no waiver of tax; 12 CSR 10-3.562; 8/17/09

**VETERINARY MEDICAL BOARD, MISSOURI**

examinations; 20 CSR 2270-3.020; 5/15/09, 8/17/09  
fees; 20 CSR 2270-1.021; 5/1/09, 8/17/09  
minimum standards for continuing education for veterinarians; 20  
CSR 2270-4.042; 9/1/09  
reexamination; 20 CSR 2095-2.041; 1/2/09, 4/15/09

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HB 191, effective August 28, 2009, has resulted in changes to the information required in the certification letter that accompanies proposed rulemakings. A new certification letter containing the required information is available for use on the Office of the Secretary of State's website at <http://www.sos.mo.gov/adrules/forms.asp>

This letter is required for any proposed rulemakings filed on or after August 28, 2009.